2012 RESOLUTIONS

OCR 12-01	LaVerne "Bob" Harden – recognition	BOC 01/10/12
OCR 12-02	GASB-54	BOC 01/10/12
OCR 12-03	Robert Diesing – recognition	BOC 01/24/12
OCR 12-04	MSHDA – 2011 HRF	BOC 01/24/12
OCR 12-05	Parks & Recreation Establishment Resolution	BOC 01/24/12
OCR 12-06	MERS Hybrid Program-Teamsters Clerical	BOC 02/14/12
OCR 12-07	OCBS Intent to apply for Financial Assistance FY2013	BOC 02/14/12
OCR 12-08	Animal Control Millage Renewal	BOC 02/28/12
OCR 12-09	Bus Millage Renewal	BOC 02/28/12
OCR 12-10	EMS Millage Renewal	BOC 02/28/12
OCR 12-11	Commendation of Patricia Osburn	BOC 03/29/12
OCR 12-12	MERS Hybrid-Teamsters Bus Local 214	BOC 05/08/12
OCR 12-13	MERS Defined Contribution Component Hybrid Plan-OCBS	BOC 05/08/12
OCR 12-14	Police Week May 13th-19th	BOC 05/08/12
OCR 12-15	May 2012 as Social Host Liability Awareness Month	BOC 05/08/12
OCR 12-16	Maureen Derenzy – commendation	BOC 05/08/12
OCR 12-17	Discharge of Mortgage – Murphy	BOC 05/08/12
OCR 12-18	NWMCHA-Otsego Building Project Refinance	BOC 05/22/12
~~OCR 12-19~~	~~Opposition of MI Natural Resources Trust Fund~~	~~BOC 05/22/12~~
OCR 12-20	Magistrate Appointment – Tammy Pickelmann	BOC 06/26/12
OCR 12-21	Community Corrections Grant Application	BOC 07/10/12
OCR 12-22	Recognition of 2012 Alpenfest der Buergermeister – Rudi Edel	BOC 07/24/12
OCR 12-23	Recognition of 2012 Alpenfest Parade Marshal – Joe Duff	BOC 07/24/12
OCR 12-24	Recognition of 2012 Alpenfest Honored Industry – Gaylord Diocese	BOC 07/24/12
OCR 12-25	Discharge of Mortgage – Dykman	BOC 07/24/12
OCR 12-26	Support Trail Linkage of State Parks	BOC 08/14/12
OCR 12-27	National Preparedness Month-September 2012	BOC 08/14/12
OCR 12-28	MDOT – SRE Building at Gaylord Regional Airport	BOC 08/14/12
OCR 12-29	Recycling Program Millage-ballot language	BOC 08/28/12
OCR 12-30	Conflict Resolution Day	BOC 09/11/12
OCR 12-31	Veterans' Day Ceremony recognition	BOC 11/06/12
OCR 12-32	Fair Housing resolution	BOC 11/27/12
OCR 12-33	Budget & Appropriations Act	BOC 11/27/12
OCR 12-34	Fred Gorny recognition	BOC 11/27/12

OCR 12-35	**Jack Deming recognition**	BOC 12/18/12
OCR 12-36	**Sheriff James McBride recognition**	BOC 12/18/12

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 10th day of January, 2012 beginning at 9:30 a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE, RICHARD SUMERIX, DOUG JOHNSON, KEN BORTON,

ABSENT: BRUCE BROWN.

The following preamble and resolution was offered by Commissioner: ERMA BACKENSTOSE.

OCR 12-01
Recognition of LaVerne "Bob" Harden

Otsego County Board of Commissioners
January 10, 2012

WHEREAS, LaVerne "Bob" Harden was born on October 31, 1920 in Nebraska; and

WHEREAS, Bob graduated from Grand Island High School in 1939 and moved to Michigan before enlisting in the Army Air Corps during WWII; and

WHEREAS, Bob was a member of the 15th Airforce 464 Bomber Group which flew 39 missions, during which they were able to decommission German oilfields; and

WHEREAS, upon returning to the states, Bob married his beloved, Adaleen and they celebrated 66 years of marriage on September 8, 2011; and

WHEREAS, Bob was a carpenter by trade and spent many years in the building industry; and

WHEREAS, Bob and Adaleen moved to Gaylord in 1974, Bob became involved in many organizations and held many titles over the years beginning with his involvement in the North Central Michigan Home Builders Association(NCMHBA) in 1975; he was President of the North Central Michigan Home Builders Association; NEMCSA Liaison to the Commission on Aging; State & National Builders Association; Habitat for Humanity; Salvation Army; and

WHEREAS, in 1985 Bob was elected as an Otsego County Commissioner representing Hayes Township and served for two terms; and

WHEREAS, with Bob's involvement with NCMHBA he used his skills and talents helping to renovate the Community Center; building Peace Lutheran Church; the Gaylord Information Center and the development of the University Center to name just a few; and

WHEREAS, Bob was a current board member on the Otsego County Building Authority as well as the Otsego County Housing Committee; and

WHEREAS, Bob loved living on the lake, and enjoyed hunting, fishing and camping; and

WHEREAS; Bob passed away on Wednesday, November 16, 2011 and will be greatly missed by his many friends and colleagues, now, therefore, be it

RESOLVED, that LaVerne "Bob" Harden shall be remembered by his fellow colleagues and the public for the giving of his time and talents to make Otsego County a better place to live and work, and be it further

RESOLVED, that the Otsego County Board of Commissioners honor and thank Bob's family for his outstanding service to our community and offer their condolences.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau

Paul M. Beachnau, Chairman

Susan I. DeFeyter

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 10th day of January 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 10th day of January, 2012 beginning at 9:30 a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE, RICHARD SUMERIX, DOUG JOHNSON, KEN BORTON, BRUCE BROWN.

ABSENT: _____

The following preamble and resolution was offered by Commissioner: _____.

OCR 12-02

RESOLUTION ESTABLISHING FUND BALANCE POLICIES AS REQUIRED BY GASB 54

Otsego County Board of Commissioners
January 10, 2012

WHEREAS, the Governmental Accounting Standards Board ("GASB") has adopted Statement 54 ("GASB 54"), a new standard for governmental fund balance reporting and governmental fund type definitions that became effective in governmental fiscal years starting after September 30, 2011; and

WHEREAS, Otsego County wishes to comply with GASB 54 as required beginning with the current December 31, 2011 fiscal year; and, therefore, be it

RESOLVED, that Otsego County hereby adopts the following policy:

FUND BALANCE POLICIES

Fund balance measures the net financial resources available to finance expenditures of future periods. Fund balance is the difference between assets and liabilities reported in a governmental fund. The County's Unassigned General Fund Balance will be maintained to provide the County with sufficient working capital and a margin of safety to address local and regional emergencies without unnecessary borrowing. The Unassigned General Fund Balance may only be appropriated by resolution of the Board of Commissioners. It is recognized that it will not always be possible to avoid borrowing to provide cash flow.

Fund Balance of the County may be committed for a specific source by formal action of the Board of Commissioners. Amendments or modifications to the Committed Fund Balance must also be approved by formal action of the Board. Committed Fund Balance does not lapse at year end.

Fund Balance of the County may be assigned for a specific purpose by the Finance Committee, Fiscal Officer or Treasurer. Assigned Fund Balance does not lapse at year end.

Restricted Fund Balance are those amounts that can only be spent for the specific purposes stipulated by external resource providers.

Non-spendable Fund Balance includes amounts that are not in a spendable form. Examples include inventory.

For purposes of fund balance classification, expenditures are to be spent from Restricted Fund Balance first (when appropriate), followed in order by Assigned Fund Balance, Committed Fund Balance and lastly, Unassigned Fund Balance.

The Board recognizes that good fiscal management comprises the foundational support of the entire County. It is generally recommended that governments, regardless of size, maintain an unassigned fund balance equal to two month of either general fund operating revenues or expenditures. As those two amounts can be significantly different, it is the County's policy to measure fund balance on the basis of operating expenditures.

To make the foundational support of the County as effective as possible, the Board desires to maintain, in stable economic times, a fund balance of 15-20% of the County general fund annual operating expenditures.

It is the Board's intent to continue to make every effort to reduce structural inadequacies between operating revenues and expenditures as both operationally and programmatically practical to allow future fund balance growth. The Board shall review this provision annually and when budgeted operating expenditures exceed budgeted operating revenues.

An annual reporting of fund balances as classified in accordance with GASB 54 shall be as reported in the annual Audited Financial Statements of Otsego County.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau, Chairman

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
§
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 10th day of January, 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 of the County Building, 225 West Main Street, Gaylord, Michigan on the 24th day of January 2012 at 9:30 a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE, RICHARD SUMERIX, DOUG JOHNSON, BRUCE BROWN.

ABSENT: KEN BORTON

The following preamble and resolution was offered by Commissioner: ERMA BACKENSTOSE.

RESOLUTION NO. OCR 12-03
COMMENDATION IN HONOR OF ROBERT DIESING
OTSEGO COUNTY BOARD OF COMMISSIONERS
January 24, 2012

WHEREAS, Robert E. Diesing has been a resident of Gaylord close to 40 years; and

WHEREAS, Bob married his wife, Jackie in 1957; and

WHEREAS, Bob has served on many boards and volunteer positions in Otsego County; and

WHEREAS, Bob was past president of the Kiwanis Club; past Commissioner serving the Otsego County Board; Otsego County Library Board; Crossroads Industries; Northeast Michigan Consortium Board; Northeast Michigan Health Plan Board; Executive Director of Gaylord Community Foundation; Trustee of Hayes Township Board; and

WHEREAS, Bob is very dedicated about everything he is involved in and gives his best. He promotes being a volunteer and helping others; and

WHEREAS, Bob enjoys his retirement spending time with his wife, Jackie, their children, grandchildren and great-grandchildren; and

WHEREAS, the Otsego County Board of Commissioners appreciates the dedication and service that Bob has given to his community, boards, organizations and commissions; now, therefore, be it

RESOLVED, that the Otsego County Board of Commissioners, hereby recognizes and honors the outstanding contributions that Robert Diesing has made to our community and wish him the best in his future endeavors.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau

Paul M. Beachnau, Chairman

Susan I. DeFeyter

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF OTSEGO)

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Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 24th day of January, 2012 beginning at 9:30 a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE, RICHARD SUMERIX, DOUG JOHNSON, BRUCE BROWN.

ABSENT: KEN BORTON

The following preamble and resolution was offered by Commissioner: _____.

RESOLUTION NO. OCR 12-04
AUTHORIZING RESOLUTION
OTSEGO COUNTY BOARD OF COMMISSIONERS
January 24, 2012

WHEREAS, the County of Otsego is interested in the continuing effort to rehabilitate housing conditions for its low income residents; and

WHEREAS, the County of Otsego has demonstrated a need for this assistance with data outlined in the application; and

WHEREAS, the County of Otsego intends to meet this need by submission of an application to the Michigan State Housing Authority (MSHDA) 2011 Housing Resource Fund #HRF-2011-0812-5615 County Allocation Community Development Block Grant and by funds leveraged with MSHDA Property Improvement Program (PIP), and local funds, thus meeting more needs; and

WHEREAS, the Otsego County Board of Commissioners accepts the recommendation of the Otsego County Housing Committee to apply for $175,000; now, therefore, be it

RESOLVED, that the Otsego County Administrator, John M. Burt on behalf of the Otsego County Board of Commissioners, be the Authorized Official to sign and submit said MSHDA's HRF Application and Marlene K. Hopp, Director of the Otsego County Housing Committee be the Agency Administrator to prepare the grant and submit other documents as required.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau

Paul M. Beachnau, Chairman

Susan I. DeFeyter

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF OTSEGO)

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_____

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 24th day of January, 2012 beginning at 9:30 a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE, RICHARD SUMERIX, DOUG JOHNSON, BRUCE BROWN.

ABSENT: KEN BORTON

The following preamble and resolution was offered by Commissioner: DOUG JOHNSON.

RESOLUTION NO. OCR 12-05
Parks and Recreation Establishment Resolution
OTSEGO COUNTY BOARD OF COMMISSIONERS
1/24/2012

WHEREAS, the Otsego County Park and Recreation Commission was established on February 6, 1973 pursuant to Michigan Public Act 261 of 1965, being MCL 46.351 *et seq.* to have the general responsibility to oversee the maintenance and operation of the Otsego County Parks and Recreation system; and

WHEREAS, Otsego County and its Otsego County Parks and Recreation Commission wish to adopt an updated establishment resolution that more fully clarifies the structure and duties of the Parks and Recreation Commission; now, therefore, be it

RESOLVED, Otsego County Board of Commissioners, by 2/3 majority vote of all its members, hereby establishes the Otsego County Parks and Recreation Commission under Michigan Public Act 261 of 1965, as amended, being MCL 46.351 *et seq.* as a County agency under the general control of the Otsego County Board of Commissioners, including the adherence to all County policies unless express authorization to the contrary is otherwise given under this Resolution, effective immediately; and, be it, further

RESOLVED, that in accordance with Public Act 261 of 1965, as amended, the Otsego County Park and Recreation Commission shall consist of the following members:

(1) Chairperson of the Otsego County Road Commission, or another Road Commissioner designated by the Board of Road Commissioners;
(2) Chairperson of the Otsego County Planning Commission, or another Planning Commissioner designated by the Otego County Planning Commission;
(3) Seven members appointed by the Board of Commissioners, not less than one nor more than three of whom shall be members of the Board of Commissioners; and, be it, further

RESOLVED, that any current member of the Otsego County Parks and Recreation Commission shall remain through their current term of appointment; and, be it, further

RESOLVED, that all current rules and regulations governing the use of County Parks shall continue in full force and effect, unless and until they are amended or repealed by the Otsego County Board of Commissioners; and, be it, further

RESOLVED, that except as otherwise provided herein, or by any other policy previously or subsequently adopted by the Otsego County Board of Commissioners, the Otsego County Parks and Recreation Commission shall have all the powers, duties, and responsibilities of a county parks and recreation commission as set forth in Public Act 261 of 1965, as amended,

including but not limited to the adoption of by-laws in compliance with County policy, and the ability to hire employees as allowed by County policy with such employees being County employees; and, be it, further

RESOLVED, that the Otsego County Parks and Recreation Commission may approve and sign agreements for the purchase of goods or services and for the rental of County Parks and Recreation facilities without further approval of the Board of Commissioners, provided the form of such agreements do not involve consideration exceeding $5,000; and, be it, further

RESOLVED, the following are appointed as liaisons to the Otsego County Planning Commission:

(1) The Parks and Recreations Commission's Consultants
(2) Otsego County Attorney or Corporate Counsel
(3) Otsego County Administrator
(4) Chairman of the Otsego County Board of Commissioners

Liaisons are given the ability to participate in discussions with the Commission, in addition to speaking in public participation, and nothing else. Liaisons cannot vote, introduce motions, initiate any other parliamentary action, be counted for a quorum or be expected to comply with any adopted attendance requirements; and, be it, further

RESOLVED, that this Resolution shall supersede any and all other Resolutions establishing or amending the governing organization of the Otsego County Parks and Recreation Commission

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau

Paul M. Beachnau, Chairman

Susan I. DeFeyter

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 24th day of January 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of

Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

_____

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Print Resolution

MERS Restated Uniform Hybrid Program (Benefit Program H) Resolution

1134 Municipal Way Lansing, MI 48917 | 800.767.2308 | Fax 517.703.9711 | www.mersofmich.com

WHEREAS, under the Municipal Employees Retirement Act of 1984, section 36(2)(a); MCL 38.1536(2)(a); Plan Document Section 36(2)(a), provides the Retirement Board (effective August 15, 1996):

> [s]hall determine and establish all of the provisions of the retirement system affecting benefit eligibility, benefit programs, contribution amounts, and the election of municipalities, judicial circuit courts, judicial district courts, and judicial probate courts to be governed by the provisions of the retirement system ... [and] to establish additional programs including but not limited to defined benefit, defined contribution, ancillary benefits, health and welfare benefits, and other post employment benefit programs (as amended by 2004 PA 490).

WHEREAS, pursuant to the Board's powers, the MERS Plan Document of 1996 was adopted effective October 1, 1996, and the Plan has been amended periodically by the Board.

WHEREAS, the MERS Plan, an agent, multiple employer, public employee pension plan, has been determined by the Internal Revenue Service to be a governmental plan that is tax qualified as a trust under Code section 401(a) and exempt from taxation under section 501(a) (Letter of Favorable Determination dated June 15, 2005; and letter dated July 8, 1997).

WHEREAS, on March 14, 2006, the Retirement Board has authorized establishment of a Hybrid Plan, with a defined benefit (DB) and defined contribution (DC) component.

WHEREAS, new Section 19B, Benefit Program H, and related plan amendments, create a new Hybrid Program that a participating municipality or court may adopt for MERS members to be administered in whole or in part under the discretion of the Municipal Employees' Retirement Board as trustee and fiduciary, directly by (or through a combination of) MERS or MERS duly-appointed third-party administrator for the DC component.

WHEREAS, this Uniform Hybrid Program Resolution has been approved by the Retirement Board under the authority of MCL 38.1536(2)(a); Plan section 36(2)(a) declaring that the Retirement Board "shall determine . . . and establish" all provisions of the retirement system. Under this authority, the Retirement Board authorized Section 19B, Benefit Program H, which shall not be implemented unless in strict compliance with the terms and conditions of this Resolution as provided under section 19B(2):

- In the event any alteration of any provision of this section 19B, or other sections of the Plan Document related to the provisions of Benefit Program H, is made or occurs, under section 43B of the Plan Document concerning collective bargaining or under any other plan provision or law, adoption of Benefit Program H shall not be recognized, other than in accordance with this section and other sections of the Plan Document related to the provisions of Benefit Program H.
- In the event any alteration of the terms or conditions stated in this Uniform Resolution is made or occurs, it is expressly recognized that MERS and the Retirement Board, as sole trustee and fiduciary of the MERS Plan and its trust reserves, and whose authority is nondelegable, shall have

no obligation or duty: to administer (or to have administered) the Benefit Program H; to authorize the transfer of any Plan assets to the Hybrid Program; or to continue administration by MERS directly or indirectly, or by any third-party administrator.

WHEREAS, concurrent with this Resolution, and as a continuing obligation, this governing body has completed and approved, and submitted to MERS, documents necessary for adoption and implementation of MERS Benefit Program H.

NOW, THEREFORE, BE IT RESOLVED that the governing body adopts MERS Benefit Program H (Hybrid Program) as provided below.

I. NEW EMPLOYEES (Plan Sec 19B(4) – (12))

Effective the first day of January 1, 20 12, (to be known as the ADOPTION DATE), the Otsego County 6902-1 hereby adopts Benefit Program H for
(MERS municipality/court)
Teamsters Clerical Local #214 Division - new hires, rehires and transferred employees hired on or after January 1, 2012
(specify division numbers)
first hired or rehired to the division at any time on and after the Adoption Date, and optional participation for any employee or officer of this municipality otherwise eligible to participate in MERS under Section 2B(3)(a) of the Plan Document who has previously elected to not participate in MERS. The employer shall establish the transfer rule for transferred employees in the Employer Resolution Establishing a Uniform Transfer Provision. **ONLY THOSE EMPLOYEES ELIGIBLE FOR MERS MEMBERSHIP (SECTIONS 2B(3) AND 3 OF THE PLAN DOCUMENT) SHALL BE ELIGIBLE TO PARTICIPATE.**

(A) HYBRID PLAN CONTRIBUTIONS

- The DB Component shall be exclusively funded by the employer, with no member contributions permitted.
- For the DC Component, employee and employer contributions shall be required as allowed and specified in Plan section 19B(8) and the MERS Uniform Hybrid DC Component Adoption Agreement ("Adoption Agreement," Attachment 1, completed and approved and a certified copy submitted to MERS concurrent with and incorporated by reference in this Resolution). A member is immediately 100% vested in any employee contributions, and is vested in employer contributions under the employer vesting schedule.

(B) COMPENSATION AND EARNINGS

- For the DB Component, earnings shall include items of "Compensation" under Section 2A(6) of the MERS Plan Document, **with the exception of the last sentence, which shall not apply.**
- For the DC Component, earnings shall include items of "Compensation" under Section 2A(6) of the MERS Plan Document as provided for Benefit Program DC, which equals the Medicare taxable wages as reported by the employer on the member's federal form W-2, wage and tax statement.

(C) HYBRID PLAN VESTING

- For the DB Component, 6 year vesting is mandatory (Plan Sec 19B(5)(b)).
- For the DC Component, employee and employer contributions shall be required as allowed and specified in Plan section 19B(8) and the Adoption Agreement (Attachment 1, completed and approved and a certified copy submitted to MERS concurrent with and incorporated by reference in this Resolution). A member is immediately 100% vested in any employee contributions, and is vested in employer contributions under the employer vesting schedule.
- As provided in Section 19B(3):

  Where a member has previously acquired in the employ of any participating municipality or participating court:

  (a) not less than 1 year of defined benefit service in force (including Hybrid Program) with any participating municipality or participating court;

  (b) eligible credited service where the participating municipality or participating court has adopted the Reciprocal Retirement Act, 1961 PA 88;

  (c) at least 12 months in which employer contributions by a participating municipality or participating court have been made on behalf of the member under Benefit Program DC or Hybrid Program, such service shall be applied toward satisfying the vesting schedule for the DB Component, and for the DC Component, for employer contributions.

(D) BENEFITS UNDER HYBRID PLAN

- For the DB component:

  (1) The Benefit Multiplier (Plan Section 19B(4)) **initially selected shall be irrevocable, shall not later be changed and** shall be the one here specified (select only one of the following):

  ☐ (a) 1.0 % times (x) years of service times (x) FAC
  ☑ (b) 1.25% times (x) years of service times (x) FAC
  ☐ (c) 1.5% times (x) years of service times (x) FAC

  (2) Final Average Compensation (FAC) shall be FAC-3 (Plan Section 19B(6)).

  (3) The Benefit shall be payable at age 60 (Plan Section 19B(5)(b)).

  (4) Credited Service shall be comprised solely of the sum of (a) the total of the member's credited service (if any) under the previous DB program on the effective date of coverage under the Hybrid Plan (Plan Section 19B(16)(b)(ii); see II (E)(b)(ii) below); plus (b) credited service earned by the member after the effective date of coverage under the Hybrid Plan (Plan Section 19B(17)(b)).
- For the DC Component (Plan Section 19B(12)):

Upon termination of membership, a vested former member or a beneficiary, as applicable, shall elect one or a combination of several of the following methods of distribution of the vested former member's or beneficiary's accumulated balance, to the extent allowed by federal law and subject to Plan Section 19B(11)(b) and procedures established by the Retirement Board:

(1) Lump sum distribution to the vested former member or beneficiary.

(2) Lump sum direct rollover to another eligible retirement plan, to the extent allowed by federal law.

(3) Annuity for the life of the vested former member or beneficiary, or optional forms of annuity as determined by the Retirement Board.

(4) No distribution, in which case the accumulated balance shall remain in the retirement system, to the extent allowed by federal law.

STOP If covering new employees only, skip II and III and go to IV on page 9. **STOP**

II. OPTIONAL PROVISION FOR CURRENT MERS DEFINED BENEFIT MEMBERS WHERE HYBRID PROGRAM FOR NEW EMPLOYEES ESTABLISHED (FOR TRANSFERS FROM MERS DEFINED CONTRIBUTION PROGRAM, SEE SECTION III)

(Plan Sec 19B(13)-(16))

THIS OPTIONAL SECTION SHALL ONLY BE SELECTED WHERE THE TOTAL FUNDED PERCENT OF AGGREGATE ACCRUED LIABILITIES AND VALUATION ASSETS OF ALL RESERVES SPECIFIED IN TABLE 13 (OR SUCCESSOR TABLE) FOR THE PARTICIPATING MUNICIPALITY OR COURT, AND FOR THE AFFECTED MEMBER BENEFIT PROGRAM CLASSIFICATION(S) (DIVISION(S)) SPECIFIED IN THE MOST RECENT MERS ANNUAL ACTUARIAL VALUATION REPORT IS AT LEAST EIGHTY PERCENT (80%).

IT IS ADDITIONALLY RESOLVED, as provided in each of the following paragraphs:

(A) Effective on the **Adoption Date**, pursuant to Plan Section 19B(13):

all current MERS defined benefit members who are members of the same employee classification described in Section I above on the Adoption Date shall be offered the opportunity to irrevocably elect coverage under Benefit Program H. Section 19B(14) specifies an employee's written election to participate shall be filed with MERS: (a) not earlier than the last day of the third month after this Resolution is adopted and received by MERS; and (b) not later than the first day of the first calendar month that is at least six months after MERS receives this Resolution. This means each eligible employee will have about 90 days to make the decision.

After MERS receives this Resolution, this governing body's authorized official and eligible employees will be advised by MERS of the election window timelines and other information to consider in making the irrevocable decision whether to participate in Benefit Program H.

Participation for those electing coverage shall be effective the first day of the first calendar month at least six (6) months after MERS' receipt of the Resolution, here designated as being the month of _____, 20____, (insert month and year) which shall be known as the **"CONVERSION DATE."**

The opportunity for current employees on the **Adoption Date** to participate in the Hybrid Program shall (select 1 of the following 2 choices):

☐ apply to all employees who separate from or terminate employment with this municipality <u>after the **Adoption Date**</u> and <u>before the **Conversion Date**</u>, so long as the employee does not receive a retirement allowance (including distributions from Benefit Programs DC or H) from MERS based on service for this municipality.

☐ not apply to any employee who separates from or terminates employment with this municipality after the Adoption Date.

(B) CONTRIBUTIONS shall be as provided in Section I (A) above.

(C) COMPENSATION AND EARNINGS shall be as provided in Section I (B) above.

(D) HYBRID PLAN VESTING shall be as provided in Section I (C) above.

(E) For each employee irrevocably electing to participate in Benefit Program H, then under Plan Section 19B(16), the Retirement Board shall transfer the following amounts from the reserve for employee contributions and the reserve for employer contributions and benefit payments to the reserve for defined contribution plan:

(a) The member's accumulated contributions, if any, as of 12:01 a.m. on the day the member becomes covered by Benefit Program H shall be transferred from the reserve for employee contributions to the member's credit in the reserve for Benefit Program H Defined Contribution component.

(b) The funded excess present value shall be computed as the excess, if any, of the actuarial present value of the accrued benefit associated with the member's coverage under the previous benefit program, over the actuarial present value of the accrued benefit associated with the member's coverage under the defined benefit component of Benefit Program H, after such excess is multiplied by the funded level percentage selected by the governing body in subparagraph(F)(2) below (which shall not be less than 80% nor exceed 100% funded level percentage in any case). The excess, if any, of the funded excess present value over the amount specified in sub-paragraph (a) shall be transferred from the reserve for employer contributions and benefit payments to the member's credit in the reserve for Benefit Program H Defined Contribution component. For purposes of this sub-paragraph:

(i) The actuarial present values shall be computed as of 12:01 a.m. on the day the member becomes covered by Benefit Program H and shall be based on the actuarial assumptions adopted by the Retirement Board.

(ii) On the effective date of the change of the benefit program the member's credited service under Benefit Program H shall be equal to the member's credited service under the previous benefit program.

(iii) In determining final average compensation there shall not be included any accrued annual leave.

(iv) The earliest retirement date (for an unreduced benefit) assumption under the defined benefit program in effect on the effective date of the change of the benefit program shall be utilized. Likewise the earliest retirement date assumption under Benefit Program H shall be utilized.

(v) For purposes of the actuarial present value calculation, any future benefit otherwise payable under Benefit Program E or E-1 shall be disregarded.

The transfer shall be made approximately 30 calendar days after the **Conversion Date**, and the transfer amount shall include pro-rated regular interest at the regular Board-established rate for crediting of interest on member's accumulated contributions in the defined benefit program, measured from the **Conversion Date** to the actual transfer date.

(F) Per Plan Section 19B(16)(b), the Retirement Board has established the assumptions for calculation of the actuarial present value of a member's accrued benefit that may be transferred. The assumptions are:

(1) **The interest rate in effect as of the Adoption Date, to determine actuarial present value, shall be the Board-established investment earnings rate assumption (currently eight percent (8.00%)).**

(2) **The funded level for the member's specific MERS division** (total funded percentage of the present value of accrued benefits which shall be determined using Termination Liability under Table 12 or successor table and valuation assets of all reserves using Table 13) as of the Adoption Date from the most recent MERS annual actuarial valuation report data provided by MERS actuary. In the APV calculation, the funded level used shall be (select one of the following):

☐ Table 12 Termination Liability funded level for the division (not less than 80% nor to exceed 100% funded level).

☐ If greater than the division's funded level but not more than 100% funded level, then MERS is directed to compute the funded percentage for the transfer calculation on _____% funded basis (Insert number greater than the division's Table 12 Termination Liability funded level percentage but not more than 100%). Where less than 100% funded level exists, this governing body recognizes that such direction shall increase its pension funding liability. MERS shall not implement such direction unless the governing body forwards to MERS sufficient cash up to the funded level selected for all members prior to the **Conversion Date**; if sufficient cash is not forwarded, then the governing body expressly covenants with MERS and directs, as a condition of this selection, to MERS billing and the governing body remitting to MERS all contributions necessary to fund the unfunded liability occasioned by the aggregate transfer of the difference between the actual funded level for the division and funded level directed above over a period of four (4) years.

III. TRANSFER OF CURRENT MERS DEFINED CONTRIBUTION PROGRAM MEMBERS WHERE HYBRID PROGRAM FOR NEW EMPLOYEES ESTABLISHED Plan Sec 19B(13) – (15), (17)

IT IS ADDITIONALLY RESOLVED, as provided in each of the following paragraphs:

(A) Effective on the **Adoption Date**, pursuant to Plan Section 19B(13) all current MERS defined contribution members who are members of the same employee classification described in Section I above on the **Adoption Date** shall be offered the opportunity to irrevocably elect coverage under Benefit Program H. Section 19B(14) specifies an employee's written election to participate shall be filed with MERS: (a) not earlier than the last day of the third month after this Resolution is adopted and received by MERS; and (b) not later than the first day of the first calendar month that is at least six months after MERS receives this Resolution. This means each eligible employee will have about 90 days to make the decision.

After MERS receives this Resolution, this governing body's authorized official and eligible employees will be advised by MERS of the election window timelines and other information to consider in making the irrevocable decision whether to participate in Benefit Program H.

Participation for those electing coverage shall be effective the first day of the first calendar month at least six (6) months after MERS' receipt of the Resolution, here designated as being the month of _____, 20____, (insert month and year), which shall be known as the "**CONVERSION DATE.**"

The opportunity for current employees on the **Adoption Date** to participate in the Hybrid Program shall (select 1 of the following 2 choices):

☐ apply to all employees who separate from or terminate employment with this municipality after the **Adoption Date** and before the **Conversion Date**, so long as the employee does not receive a retirement allowance (including distributions from Benefit Programs DC or H) from MERS based on service for this municipality.

☐ not apply to any employee who separates from or terminates employment with this municipality after the **Adoption Date**.

(B) CONTRIBUTIONS shall be as provided in Section I (A) above.

(C) COMPENSATION AND EARNINGS shall be as provided in Section I (B) above.

(D) HYBRID PLAN VESTING shall be as provided in Section I (C) above.

(E) For each employee irrevocably electing to participate in Benefit Program H, then under Plan Section 19B(17), the following shall apply:

(a) The member's accumulated balance in the reserve for defined contribution plan under Benefit Program DC, if any, as of 12:01 a.m. on the day the member becomes covered by Benefit Program H shall be transferred to the member's credit in the reserve for defined contribution plan under Benefit Program H Defined Contribution component.

(b) For purposes of calculating benefit amounts under the defined benefit component of Benefit Program H, only credited service earned after 12:01 a.m. on the day the member becomes covered by Benefit Program H shall be recognized.

IV. THIRD PARTY ADMINISTRATION

The Municipal Employees' Retirement Board retains full and unrestricted authority over the administration of MERS Benefit Program H, including but not limited to the appointment and termination of the third-party administrator, or MERS self-administration of the defined contribution program in whole or in part.

V. EFFECTIVENESS OF THIS RESOLUTION

BE IT FINALLY RESOLVED: This Resolution shall have no legal effect under the MERS Plan Document until a certified copy of this adopting Resolution shall be filed with MERS, and MERS determines that all necessary requirements under Plan Document Section 19B, this Resolution, and other applicable requirements have been met. All dates for implementation of Benefit Program H under Section 19B shall be determined by MERS from the date of filing with MERS of this Resolution in proper form and content. Upon MERS determination that all necessary documents have been submitted to MERS, MERS shall record its formal approval upon this Resolution, and return a copy to the Employer's Hybrid Program Plan Coordinator identified in Section IV (D) above.

In the event an amendatory Resolution or other action by this Governing Body is required, such Resolution or action shall be deemed effective as of the date of the initial Resolution or action where concurred in by this governing body and MERS (and the third-party administrator if necessary). Section 54 of the Plan Document shall apply to this Resolution and all acts performed under its authority. The terms and conditions of this Resolution supersede and stand in place of any prior resolution, and its terms are controlling.

I hereby certify that the above is a true copy of a Resolution adopted at the official meeting held on February 14, 20 12

Paul Brake
(Signature of authorized official)

Please send MERS fully executed copy of:
- MERS 2010 Restated Uniform Hybrid Program (Benefit Program H) Resolution (this form, MD-043)
- MERS Restated Hybrid Plan (Defined Contribution Component) Adoption Agreement (form MD-044)
- Declaration of Trust and certified minutes stating governing body approval, and/or union contract language

Received and Approved by the Municipal Employees' Retirement System of Michigan

Dated: _____, 20_____

_____
(Authorized MERS signatory)

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 14th day of February, 2012 beginning at 9:30 a.m.

PRESENT: Clark Bates, Paul Beachnau, Paul Liss, Lee Olsen, Erma Backenstose, Richard Sumerix, Doug Johnson, Ken Borton.

ABSENT: Bruce Brown.

OCR 12-07

INTENT TO APPLY FOR FINANCIAL ASSISTANCE FOR FISCAL YEAR 2013 UNDER ACT 51 OF THE PUBLIC ACTS OF 1951, AS AMENDED.

Otsego County Board of Commissioners
February 14, 2012

WHEREAS, Pursuant to Act 51 of the Public Acts of 1951, as amended (Act 51), it is necessary for **OTSEGO COUNTY BUS SYSTEM (OTSEGO COUNTY)**, (hereby known as THE APPLICANT) established under Act 51, to provide a local transportation program for the state fiscal year of 2013 and, therefore, apply for state financial assistance under provisions of Act 51; and

WHEREAS, it is necessary for **THE APPLICANT** to name an official representative for all public transportation matters, who is authorized to provide such information as deemed necessary by the State Transportation Commission or department for its administration of Act 51; and

WHEREAS, it is necessary to certify that no changes in eligibility documentation have occurred during the past State fiscal year; and (State Operating Assistance Program only)

WHEREAS, the performance indicators for this agency have been reviewed and approved by **THE APPLICANT**; and (State Operating Assistance Program only)

WHEREAS, THE APPLICANT, has reviewed and approved the proposed balanced (surplus) budget, and funding sources of estimated federal funds $284,000.00, estimated state funds $643,351.00, estimated local funds $646,539.00, estimated farebox $125,000.00, estimated other funds $ 0.00 with total estimated expenses of $1,775,252.00 , now, therefore, be it

RESOLVED, that **THE APPLICANT** hereby makes its intentions known to provide public transportation services and to apply for State financial assistance with this annual plan, in accordance with Act 51, and be it further

RESOLVED, that the Otsego County Board of Commissioners hereby appoints Theron D. Higgins as the Transportation Coordinator, for all public transportation matters, who is authorized to provide such information as deemed necessary by the State Transportation commission or department for its administration of Act 51 for FY2013.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau, Chairman

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 14th day of February, 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 28th day of February, 2012 beginning at 9:30 a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE, RICHARD SUMERIX, KEN BORTON, BRUCE BROWN.

ABSENT: _____

The following preamble and resolution was offered by Commissioner: PAUL LISS.

RESOLUTION NO. OCR 12-08

A RESOLUTION TO APPROVE THE BALLOT LANGUAGE FOR A MILLAGE PROPOSITION TO PROVIDE FUNDS FOR THE OPERATION AND MAINTENANCE OF THE OTSEGO COUNTY ANIMAL SHELTER AND TO SUBMIT THE PROPOSITION TO THE ELECTORATE AT THE AUGUST 7, 2012 PRIMARY ELECTION

OTSEGO COUNTY BOARD OF COMMISSIONERS
February 28, 2012

Recitals

WHEREAS, Otsego County currently operates and maintains an animal shelter and employs individuals to carry out the functions of the animal shelter for the benefit of county residents and others visiting the county; and

WHEREAS, the funds to operate and maintain the animal shelter are currently provided by a millage of 0.30 mills, previously approved by the county electors; and

WHEREAS, the millage previously approved by the county electors to operate and maintain the county animal shelter expires on December 1, 2013; and

WHEREAS, the Otsego County Board of Commissioners desires to again obtain voter approval for the same millage amount (0.30 mills) to provide funds for operating and maintaining the Otsego County Animal Shelter, including personnel administrative costs and capital improvement expenses; and

WHEREAS, the county finds it appropriate to submit this millage proposition to the county electors at the primary election to be held on August 7, 2012; now

THEREFORE BE IT RESOLVED, that the following proposition, the language of which is hereby approved by the Otsego County Board of Commissioners and certified to the Otsego County Clerk, shall be submitted to the electors of Otsego County for a vote at the August 7, 2012 primary election.

BALLOT LANGUAGE

OTSEGO COUNTY

This proposal is a renewal of the previously approved millage and will permit the County to levy up to 30/100 of one mill ($0.30 per $1,000.00 of taxable valuation) to provide funds for CONTINUATION OF THE NO KILL OF ADOPTABLE PET POLICY and for the operation and maintenance of the Otsego County Animal Shelter.

Shall the tax limitation imposed under Article IX, Section 6 of the Michigan Constitution on the amount of taxes which may be imposed by the County of Otsego against real and tangible personal property in the County be increased by up to 30/100 of one mill ($0.30 per $1,000.00 of taxable valuation) on the taxable value of such property for a period of five (5) years, 2014 through 2018, inclusive, for the purpose of providing funds for the continued operation, maintenance, and improvements at the Otsego County Animal Shelter, and shall the Otsego County Board of Commissioners be authorized to levy such millage for this purpose? If approved and levied in its entirety, this millage would raise an estimated $351,235.00 for Otsego County in 2014.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau

Paul M. Beachnau, Chairman

Susan I. DeFeyter

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 28th day of February 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 28th day of February, 2012 beginning at 9:30 a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE, RICHARD SUMERIX, DOUG JOHNSON, KEN BORTON, BRUCE BROWN.

ABSENT: _____

The following preamble and resolution was offered by Commissioner: DOUG JOHNSON.

RESOLUTION NO. OCR 12-09

A RESOLUTION TO APPROVE THE BALLOT LANGUAGE FOR A MILLAGE PROPOSITION TO PROVIDE FUNDS FOR THE OPERATION AND MAINTENANCE OF THE OTSEGO COUNTY BUS SYSTEM AND TO SUBMIT THE PROPOSITION TO THE ELECTORATE AT THE AUGUST 7, 2012 PRIMARY ELECTION

OTSEGO COUNTY BOARD OF COMMISSIONERS
February 28, 2012

Recitals

WHEREAS, Otsego County currently operates and maintains the Otsego County Bus System and employs individuals to carry out the functions of the county bus system for the benefit of county residents and others visiting the county; and

WHEREAS, the funds to operate and maintain the county bus system are currently provided by a millage of 0.25 mills, previously approved by the county electors; and

WHEREAS, the millage previously approved by the county electors to operate and maintain the county bus system expires on December 1, 2013; and

WHEREAS, the Otsego County Board of Commissioners wishes to again obtain voter approval for the same millage amount (0.25 mills) to provide funds for operating and maintaining the Otsego County Bus System, including personnel, administrative costs and capital improvement expenses; and

WHEREAS, the Otsego County Board of Commissioners wishes to submit this millage proposition to the county electors at the primary election to be held on August 7, 2012; now

THEREFORE BE IT RESOLVED, that the following proposition, the language of which is hereby approved by the Otsego County Board of Commissioners and certified to the Otsego County Clerk, shall be submitted to the electors of Otsego County for a vote at the August 7, 2012 primary election.

BALLOT LANGUAGE

OTSEGO COUNTY

This proposal is a renewal of the previously approved millage and will permit the County to levy up to 25/100 of one mill ($0.25 per $1,000.00 of taxable valuation) to provide funds for the operation and maintenance of the Otsego County Bus System.

Shall the tax limitation imposed under Article IX, Section 6 of the Michigan Constitution on the amount of taxes which may be imposed by the County of Otsego against real and tangible personal property in the County be increased by up to 25/100 of one mill ($0.25 per $1,000.00 of taxable valuation) on the taxable value of such property for a period of five (5) years, 2014 through 2018, inclusive, for the purpose of providing funds for the continued operation and maintenance of the Otsego County Bus System, and shall the Otsego County Board of Commissioners be authorized to levy such millage for this purpose? If approved and levied in its entirety, this millage would raise an estimated $292,696.00 for Otsego County in 2014.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau

Paul M. Beachnau, Chairman

Susan I. DeFeyter

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 28th day of February 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

Susan I. DeFeyter, County Clerk

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 28th day of February, 2012 beginning at 9:30 a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE, RICHARD SUMERIX, DOUG JOHNSON, KEN BORTON, BRUCE BROWN.

ABSENT: _____

The following preamble and resolution was offered by Commissioner: BRUCE BROWN.

RESOLUTION NO. OCR 12-10

A RESOLUTION TO APPROVE THE BALLOT LANGUAGE FOR A MILLAGE PROPOSITION TO PROVIDE FUNDS FOR THE OPERATION AND MAINTENANCE OF THE OTSEGO COUNTY EMERGENCY SERVICES AND RESCUE SYSTEM AND TO SUBMIT THE PROPOSITION TO THE ELECTORATE AT THE AUGUST 7, 2012 PRIMARY ELECTION

OTSEGO COUNTY BOARD OF COMMISSIONERS
February 28, 2012

Recitals

WHEREAS, the funds to operate and maintain the Otsego County Emergency Medical Services and Rescue System are currently provided by a millage of 0.40 mills, previously approved by the county electors; and

WHEREAS, the millage previously approved by the county electors to operate and maintain the Otsego County Emergency Medical Services and Rescue System expires on December 1, 2013; and

WHEREAS, the Otsego County Board of Commissioners wishes to again obtain voter approval for the same millage amount (0.40 mills) to provide funds for operating and maintaining the Otsego County Emergency Medical Services and Rescue System, including personnel, administrative costs and capital improvement expenses; and

WHEREAS, the Otsego County Board of Commissioners wishes to submit this millage proposition to the county electors at the primary election to be held on August 7, 2012; now

THEREFORE BE IT RESOLVED, that the following proposition, the language of which is hereby approved by the Otsego County Board of Commissioners and certified to the Otsego County Clerk, shall be submitted to the electors of Otsego County for a vote at the August 7, 2012 primary election.

BALLOT LANGUAGE

OTSEGO COUNTY

This proposal is a renewal of the previously approved millage and will permit the County to levy up to 40/100 of one mill ($0.40 per $1,000.00 of taxable valuation) to provide funds for the operation and maintenance of the Otsego County Emergency Medical Services and Rescue System.

Shall the tax limitation imposed under Article IX, Section 6 of the Michigan Constitution on the amount of taxes which may be imposed by the County of Otsego against real and tangible personal property in the County be increased by up to 40/100 of one mill ($0.40 per $1,000.00 of taxable valuation) on the taxable value of such property for a period of five (5) years, 2014 through 2018, inclusive, for the purpose of providing funds for the continued operation, maintenance, and improvements at the Otsego County Emergency Medical Services and Rescue System, and shall the Otsego County Board of Commissioners be authorized to levy such millage for this purpose? If approved and levied in its entirety, this millage would raise an estimated $468,314.00 for Otsego County in 2014.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau

Paul M. Beachnau, Chairman

Susan I. DeFeyter

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 28th day of February 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 of the County Building, 225 West Main Street, Gaylord, Michigan on the 29th day of March, 2012, at 9:30 a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, ERMA BACKENSTOSE, RICHARD SUMERIX, DOUG JOHNSON, KEN BORTON.

ABSENT: LEE OLSEN, BRUCE BROWN.

The following preamble and resolution was offered by Commissioner: _____.

OCR 12-11
COMMENDATION IN HONOR OF PATRICIA OSBURN
OTSEGO COUNTY BOARD OF COMMISSIONERS
March 29, 2012

WHEREAS, Patricia Osburn's family moved to the Gaylord area when she was in third grade and she went on to graduate from Gaylord High School; and

WHEREAS, after graduation Patricia went on for more schooling in California where she ended up living with her husband and sons for over 18 years; and

WHEREAS, upon Patricia's return to Gaylord she was hired as the Administrator of the Otsego Conservation District; and

WHEREAS, Patricia has served the Otsego Conservation District for the past 16 years; and

WHEREAS, Patricia's obvious love for protecting the area's natural resources and educating the Public, especially children, has had a major impact on Otsego County; and

WHEREAS, Patricia has been active in helping to establish the Louis M. Groen Nature Preserve in Johannesburg; and

WHEREAS, Patricia serves as the County's soil erosion officer as well, and in this role she educates county landowners in understanding the impact of building near water and how it can affect soil; and

WHEREAS, Patricia holds the honor of being named the 2012 recipient of the "Woman Making History" award given by the American Association of University Women for her work in creating the Alternative Conservation Demonstration Garden and Conservation Forest; and

WHEREAS, the County of Otsego recognizes that one of its greatest assets is the strength, diversity and commitment of its community members; now, therefore, be it

RESOLVED, that the Otsego County Board of Commissioners, hereby recognizes and honors the outstanding contributions that Patricia Osburn has made to our community and the time and work she continues doing to help ensure that Otsego County remains the beautiful place that it is.

ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau

Paul M. Beachnau, Chairman

Susan I. DeFeyter

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 29th day of March, 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

MERS Restated Uniform Hybrid Program (Benefit Program H) Resolution

1134 Municipal Way Lansing, MI 48917 | 800.767.2308 | Fax 517.703.9711 | www.mersofmich.com

WHEREAS, under the Municipal Employees Retirement Act of 1984, section 36(2)(a); MCL 38.1536(2)(a); Plan Document Section 36(2)(a), provides the Retirement Board (effective August 15, 1996):

> [s]hall determine and establish all of the provisions of the retirement system affecting benefit eligibility, benefit programs, contribution amounts, and the election of municipalities, judicial circuit courts, judicial district courts, and judicial probate courts to be governed by the provisions of the retirement system ... [and] to establish additional programs including but not limited to defined benefit, defined contribution, ancillary benefits, health and welfare benefits, and other post employment benefit programs (as amended by 2004 PA 490).

WHEREAS, pursuant to the Board's powers, the MERS Plan Document of 1996 was adopted effective October 1, 1996, and the Plan has been amended periodically by the Board.

WHEREAS, the MERS Plan, an agent, multiple employer, public employee pension plan, has been determined by the Internal Revenue Service to be a governmental plan that is tax qualified as a trust under Code section 401(a) and exempt from taxation under section 501(a) (Letter of Favorable Determination dated June 15, 2005; and letter dated July 8, 1997).

WHEREAS, on March 14, 2006, the Retirement Board has authorized establishment of a Hybrid Plan, with a defined benefit (DB) and defined contribution (DC) component.

WHEREAS, new Section 19B, Benefit Program H, and related plan amendments, create a new Hybrid Program that a participating municipality or court may adopt for MERS members to be administered in whole or in part under the discretion of the Municipal Employees' Retirement Board as trustee and fiduciary, directly by (or through a combination of) MERS or MERS duly-appointed third-party administrator for the DC component.

WHEREAS, this Uniform Hybrid Program Resolution has been approved by the Retirement Board under the authority of MCL 38.1536(2)(a); Plan section 36(2)(a) declaring that the Retirement Board "shall determine . . . and establish" all provisions of the retirement system. Under this authority, the Retirement Board authorized Section 19B, Benefit Program H, which shall not be implemented unless in strict compliance with the terms and conditions of this Resolution as provided under section 19B(2):

- In the event any alteration of any provision of this section 19B, or other sections of the Plan Document related to the provisions of Benefit Program H, is made or occurs, under section 43B of the Plan Document concerning collective bargaining or under any other plan provision or law, adoption of Benefit Program H shall not be recognized, other than in accordance with this section and other sections of the Plan Document related to the provisions of Benefit Program H.
- In the event any alteration of the terms or conditions stated in this Uniform Resolution is made or occurs, it is expressly recognized that MERS and the Retirement Board, as sole trustee and fiduciary of the MERS Plan and its trust reserves, and whose authority is nondelegable, shall have

no obligation or duty: to administer (or to have administered) the Benefit Program H; to authorize the transfer of any Plan assets to the Hybrid Program; or to continue administration by MERS directly or indirectly, or by any third-party administrator.

WHEREAS, concurrent with this Resolution, and as a continuing obligation, this governing body has completed and approved, and submitted to MERS, documents necessary for adoption and implementation of MERS Benefit Program H.

NOW, THEREFORE, BE IT RESOLVED that the governing body adopts MERS Benefit Program H (Hybrid Program) as provided below.

I. **NEW EMPLOYEES** (Plan Sec 19B(4) – (12))

Effective the first day of January 1, 20 11, (to be known as the ADOPTION DATE), the Otsego County (MERS municipality/court) hereby adopts Benefit Program H for Teamsters Bus Local #214 - Division 10 (specify division numbers) first hired or rehired to the division at any time on and after the Adoption Date, and optional participation for any employee or officer of this municipality otherwise eligible to participate in MERS under Section 2B(3)(a) of the Plan Document who has previously elected to not participate in MERS. The employer shall establish the transfer rule for transferred employees in the Employer Resolution Establishing a Uniform Transfer Provision. **ONLY THOSE EMPLOYEES ELIGIBLE FOR MERS MEMBERSHIP (SECTIONS 2B(3) AND 3 OF THE PLAN DOCUMENT) SHALL BE ELIGIBLE TO PARTICIPATE.**

(A) HYBRID PLAN CONTRIBUTIONS

- The DB Component shall be exclusively funded by the employer, with no member contributions permitted.
- For the DC Component, employee and employer contributions shall be required as allowed and specified in Plan section 19B(8) and the MERS Uniform Hybrid DC Component Adoption Agreement ("Adoption Agreement," Attachment 1, completed and approved and a certified copy submitted to MERS concurrent with and incorporated by reference in this Resolution). A member is immediately 100% vested in any employee contributions, and is vested in employer contributions under the employer vesting schedule.

(B) COMPENSATION AND EARNINGS

- For the DB Component, earnings shall include items of "Compensation" under Section 2A(6) of the MERS Plan Document, **with the exception of the last sentence, which shall not apply.**
- For the DC Component, earnings shall include items of "Compensation" under Section 2A(6) of the MERS Plan Document as provided for Benefit Program DC, which equals the Medicare taxable wages as reported by the employer on the member's federal form W-2, wage and tax statement.

(C) HYBRID PLAN VESTING

- For the DB Component, 6 year vesting is mandatory (Plan Sec 19B(5)(b)).
- For the DC Component, employee and employer contributions shall be required as allowed and specified in Plan section 19B(8) and the Adoption Agreement (Attachment 1, completed and approved and a certified copy submitted to MERS concurrent with and incorporated by reference in this Resolution). A member is immediately 100% vested in any employee contributions, and is vested in employer contributions under the employer vesting schedule.
- As provided in Section 19B(3):

  Where a member has previously acquired in the employ of any participating municipality or participating court:

  (a) not less than 1 year of defined benefit service in force (including Hybrid Program) with any participating municipality or participating court;

  (b) eligible credited service where the participating municipality or participating court has adopted the Reciprocal Retirement Act, 1961 PA 88;

  (c) at least 12 months in which employer contributions by a participating municipality or participating court have been made on behalf of the member under Benefit Program DC or Hybrid Program, such service shall be applied toward satisfying the vesting schedule for the DB Component, and for the DC Component, for employer contributions.

(D) BENEFITS UNDER HYBRID PLAN

- For the DB component:

  (1) The Benefit Multiplier (Plan Section 19B(4)) **initially selected shall be irrevocable, shall not later be changed and** shall be the one here specified (select only one of the following):

  ☐ (a) 1.0 % times (x) years of service times (x) FAC
  ☑ (b) 1.25% times (x) years of service times (x) FAC
  ☐ (c) 1.5% times (x) years of service times (x) FAC

  (2) Final Average Compensation (FAC) shall be FAC-3 (Plan Section 19B(6)).

  (3) The Benefit shall be payable at age 60 (Plan Section 19B(5)(b)).

  (4) Credited Service shall be comprised solely of the sum of (a) the total of the member's credited service (if any) under the previous DB program on the effective date of coverage under the Hybrid Plan (Plan Section 19B(16)(b)(ii); see II (E)(b)(ii) below); plus (b) credited service earned by the member after the effective date of coverage under the Hybrid Plan (Plan Section 19B(17)(b)).
- For the DC Component (Plan Section 19B(12)):

Upon termination of membership, a vested former member or a beneficiary, as applicable, shall elect one or a combination of several of the following methods of distribution of the vested former member's or beneficiary's accumulated balance, to the extent allowed by federal law and subject to Plan Section 19B(11)(b) and procedures established by the Retirement Board:

(1) Lump sum distribution to the vested former member or beneficiary.

(2) Lump sum direct rollover to another eligible retirement plan, to the extent allowed by federal law.

(3) Annuity for the life of the vested former member or beneficiary, or optional forms of annuity as determined by the Retirement Board.

(4) No distribution, in which case the accumulated balance shall remain in the retirement system, to the extent allowed by federal law.

STOP If covering new employees only, skip II and III and go to IV on page 9. **STOP**

II. OPTIONAL PROVISION FOR CURRENT MERS DEFINED BENEFIT MEMBERS WHERE HYBRID PROGRAM FOR NEW EMPLOYEES ESTABLISHED (FOR TRANSFERS FROM MERS DEFINED CONTRIBUTION PROGRAM, SEE SECTION III)

(Plan Sec 19B(13)-(16))

THIS OPTIONAL SECTION SHALL ONLY BE SELECTED WHERE THE TOTAL FUNDED PERCENT OF AGGREGATE ACCRUED LIABILITIES AND VALUATION ASSETS OF ALL RESERVES SPECIFIED IN TABLE 13 (OR SUCCESSOR TABLE) FOR THE PARTICIPATING MUNICIPALITY OR COURT, AND FOR THE AFFECTED MEMBER BENEFIT PROGRAM CLASSIFICATION(S) (DIVISION(S)) SPECIFIED IN THE MOST RECENT MERS ANNUAL ACTUARIAL VALUATION REPORT IS AT LEAST EIGHTY PERCENT (80%).

IT IS ADDITIONALLY RESOLVED, as provided in each of the following paragraphs:

(A) Effective on the **Adoption Date,** pursuant to Plan Section 19B(13):

all current MERS defined benefit members who are members of the same employee classification described in Section I above on the Adoption Date shall be offered the opportunity to irrevocably elect coverage under Benefit Program H. Section 19B(14) specifies an employee's written election to participate shall be filed with MERS: (a) not earlier than the last day of the third month after this Resolution is adopted and received by MERS; and (b) not later than the first day of the first calendar month that is at least six months after MERS receives this Resolution. This means each eligible employee will have about 90 days to make the decision.

After MERS receives this Resolution, this governing body's authorized official and eligible employees will be advised by MERS of the election window timelines and other information to consider in making the irrevocable decision whether to participate in Benefit Program H.

Participation for those electing coverage shall be effective the first day of the first calendar month at least six (6) months after MERS' receipt of the Resolution, here designated as being the month of November 1, 20 12, (insert month and year) which shall be known as the **"CONVERSION DATE."**

The opportunity for current employees on the **Adoption Date** to participate in the Hybrid Program shall (select 1 of the following 2 choices):

☐ apply to all employees who separate from or terminate employment with this municipality after the **Adoption Date** and before the **Conversion Date**, so long as the employee does not receive a retirement allowance (including distributions from Benefit Programs DC or H) from MERS based on service for this municipality.

☑ not apply to any employee who separates from or terminates employment with this municipality after the Adoption Date.

(B) CONTRIBUTIONS shall be as provided in Section I (A) above.

(C) COMPENSATION AND EARNINGS shall be as provided in Section I (B) above.

(D) HYBRID PLAN VESTING shall be as provided in Section I (C) above.

(E) For each employee irrevocably electing to participate in Benefit Program H, then under Plan Section 19B(16), the Retirement Board shall transfer the following amounts from the reserve for employee contributions and the reserve for employer contributions and benefit payments to the reserve for defined contribution plan:

(a) The member's accumulated contributions, if any, as of 12:01 a.m. on the day the member becomes covered by Benefit Program H shall be transferred from the reserve for employee contributions to the member's credit in the reserve for Benefit Program H Defined Contribution component.

(b) The funded excess present value shall be computed as the excess, if any, of the actuarial present value of the accrued benefit associated with the member's coverage under the previous benefit program, over the actuarial present value of the accrued benefit associated with the member's coverage under the defined benefit component of Benefit Program H, after such excess is multiplied by the funded level percentage selected by the governing body in subparagraph(F)(2) below (which shall not be less than 80% nor exceed 100% funded level percentage in any case). The excess, if any, of the funded excess present value over the amount specified in sub-paragraph (a) shall be transferred from the reserve for employer contributions and benefit payments to the member's credit in the reserve for Benefit Program H Defined Contribution component. For purposes of this sub-paragraph:

(i) The actuarial present values shall be computed as of 12:01 a.m. on the day the member becomes covered by Benefit Program H and shall be based on the actuarial assumptions adopted by the Retirement Board.

(ii) On the effective date of the change of the benefit program the member's credited service under Benefit Program H shall be equal to the member's credited service under the previous benefit program.

(iii) In determining final average compensation there shall not be included any accrued annual leave.

(iv) The earliest retirement date (for an unreduced benefit) assumption under the defined benefit program in effect on the effective date of the change of the benefit program shall be utilized. Likewise the earliest retirement date assumption under Benefit Program H shall be utilized.

(v) For purposes of the actuarial present value calculation, any future benefit otherwise payable under Benefit Program E or E-1 shall be disregarded.

The transfer shall be made approximately 30 calendar days after the **Conversion Date**, and the transfer amount shall include pro-rated regular interest at the regular Board-established rate for crediting of interest on member's accumulated contributions in the defined benefit program, measured from the **Conversion Date** to the actual transfer date.

(F) Per Plan Section 19B(16)(b), the Retirement Board has established the assumptions for calculation of the actuarial present value of a member's accrued benefit that may be transferred. The assumptions are:

(1) **The interest rate in effect as of the Adoption Date, to determine actuarial present value, shall be the Board-established investment earnings rate assumption (currently eight percent (8.00%)).**

(2) **The funded level for the member's specific MERS division** (total funded percentage of the present value of accrued benefits which shall be determined using Termination Liability under Table 12 or successor table and valuation assets of all reserves using Table 13) as of the Adoption Date from the most recent MERS annual actuarial valuation report data provided by MERS actuary. In the APV calculation, the funded level used shall be (select one of the following):

☑ Table 12 Termination Liability funded level for the division (not less than 80% nor to exceed 100% funded level).

☐ If greater than the division's funded level but not more than 100% funded level, then MERS is directed to compute the funded percentage for the transfer calculation on _____% funded basis (insert number greater than the division's Table 12 Termination Liability funded level percentage but not more than 100%). Where less than 100% funded level exists, this governing body recognizes that such direction shall increase its pension funding liability. MERS shall not implement such direction unless the governing body forwards to MERS sufficient cash up to the funded level selected for all members prior to the **Conversion Date**; if sufficient cash is not forwarded, then the governing body expressly covenants with MERS and directs, as a condition of this selection, to MERS billing and the governing body remitting to MERS all contributions necessary to fund the unfunded liability occasioned by the aggregate transfer of the difference between the actual funded level for the division and funded level directed above over a period of four (4) years.

III. TRANSFER OF CURRENT MERS DEFINED CONTRIBUTION PROGRAM MEMBERS WHERE HYBRID PROGRAM FOR NEW EMPLOYEES ESTABLISHED Plan Sec 19B(13) – (15), (17)

IT IS ADDITIONALLY RESOLVED, as provided in each of the following paragraphs:

(A) Effective on the **Adoption Date**, pursuant to Plan Section 19B(13) all current MERS defined contribution members who are members of the same employee classification described in Section I above on the **Adoption Date** shall be offered the opportunity to irrevocably elect coverage under Benefit Program H. Section 19B(14) specifies an employee's written election to participate shall be filed with MERS: (a) not earlier than the last day of the third month after this Resolution is adopted and received by MERS; and (b) not later than the first day of the first calendar month that is at least six months after MERS receives this Resolution. This means each eligible employee will have about 90 days to make the decision.

After MERS receives this Resolution, this governing body's authorized official and eligible employees will be advised by MERS of the election window timelines and other information to consider in making the irrevocable decision whether to participate in Benefit Program H.

Participation for those electing coverage shall be effective the first day of the first calendar month at least six (6) months after MERS' receipt of the Resolution, here designated as being the month of _____, 20____, (Insert month and year), which shall be known as the "**CONVERSION DATE.**"

The opportunity for current employees on the **Adoption Date** to participate in the Hybrid Program shall (select 1 of the following 2 choices):

☐ apply to all employees who separate from or terminate employment with this municipality after the **Adoption Date** and before the **Conversion Date**, so long as the employee does not receive a retirement allowance (including distributions from Benefit Programs DC or H) from MERS based on service for this municipality.

☐ not apply to any employee who separates from or terminates employment with this municipality after the **Adoption Date**.

(B) CONTRIBUTIONS shall be as provided in Section I (A) above.

(C) COMPENSATION AND EARNINGS shall be as provided in Section I (B) above.

(D) HYBRID PLAN VESTING shall be as provided in Section I (C) above.

(E) For each employee irrevocably electing to participate in Benefit Program H, then under Plan Section 19B(17), the following shall apply:

(a) The member's accumulated balance in the reserve for defined contribution plan under Benefit Program DC, if any, as of 12:01 a.m. on the day the member becomes covered by Benefit Program H shall be transferred to the member's credit in the reserve for defined contribution plan under Benefit Program H Defined Contribution component.

(b) For purposes of calculating benefit amounts under the defined benefit component of Benefit Program H, only credited service earned after 12:01 a.m. on the day the member becomes covered by Benefit Program H shall be recognized.

IV. THIRD PARTY ADMINISTRATION

The Municipal Employees' Retirement Board retains full and unrestricted authority over the administration of MERS Benefit Program H, including but not limited to the appointment and termination of the third-party administrator, or MERS self-administration of the defined contribution program in whole or in part.

V. EFFECTIVENESS OF THIS RESOLUTION

BE IT FINALLY RESOLVED: This Resolution shall have no legal effect under the MERS Plan Document until a certified copy of this adopting Resolution shall be filed with MERS, and MERS determines that all necessary requirements under Plan Document Section 19B, this Resolution, and other applicable requirements have been met. All dates for implementation of Benefit Program H under Section 19B shall be determined by MERS from the date of filing with MERS of this Resolution in proper form and content. Upon MERS determination that all necessary documents have been submitted to MERS, MERS shall record its formal approval upon this Resolution, and return a copy to the Employer's Hybrid Program Plan Coordinator identified in Section IV (D) above.

In the event an amendatory Resolution or other action by this Governing Body is required, such Resolution or action shall be deemed effective as of the date of the initial Resolution or action where concurred in by this governing body and MERS (and the third-party administrator if necessary). Section 54 of the Plan Document shall apply to this Resolution and all acts performed under its authority. The terms and conditions of this Resolution supersede and stand in place of any prior resolution, and its terms are controlling.

I hereby certify that the above is a true copy of a Resolution adopted at the official meeting held on May 8, 20 12 Paul Brackman

(Signature of authorized official)

Please send MERS fully executed copy of:

- MERS 2010 Restated Uniform Hybrid Program (Benefit Program H) Resolution (this form, MD-043)
- MERS Restated Hybrid Plan (Defined Contribution Component) Adoption Agreement (form MD-044)
- Declaration of Trust and certified minutes stating governing body approval, and/or union contract language

Received and Approved by the Municipal Employees' Retirement System of Michigan

Dated: _____, 20_____ _____

(Authorized MERS signatory)

OCR 12-13

MERS Restated Hybrid Plan (Defined Contribution Component) Adoption Agreement

1134 Municipal Way Lansing, MI 48917 | 800.767.2308 | Fax 517.703.9711 | www.mersofmich.com

The Employer, a participating municipality or participating court ("court") within the State of Michigan that has adopted MERS coverage, hereby establishes the following MERS Benefit Program: **Hybrid under MERS Plan Document ("MERS Hybrid DC")** as authorized by Section 19B of the Municipal Employees' Retirement System of Michigan Plan Document. All references to "Plan Document" are to sections of the MERS Plan Document; any reference to "Plan," the "MERS Plan," "Plan Participant," "Participant," or "Program," shall mean the MERS Hybrid DC Plan, unless otherwise specified.

This Adoption Agreement, together with Section 19B of the MERS Plan Document and the MERS Restated Uniform Hybrid Resolution ("Resolution"), constitute the entire MERS Benefit Program Hybrid Plan Document.

I. EMPLOYER: Otsego County
Name of municipality or court

II. EFFECTIVE DATE

1. If this is the initial Adoption Agreement relating to the MERS Defined Contribution Plan for this Division, the Effective Date of the Benefit Program here adopted shall be the first day of: January 1, 2011.
Month and Year

2. If this is an amendment and restatement of an existing adoption agreement relating to the MERS Hybrid DC Plan for this Division, the effective date of this amendment and restatement shall be the first day of: _____. This adoption agreement is
Month and Year

intended to replace and serve as an amendment and restatement of the Employer's preexisting plan, which was originally effective on the first day of: _____.
Month and Year

III. ELIGIBILITY REQUIREMENTS

Only those Employees eligible for MERS Membership (Section 3 of the MERS Plan Document) shall be eligible to participate in the MERS Hybrid DC Plan. A copy of ALL employee enrollment forms must be submitted to MERS. The following group(s) of Employees are eligible to participate in the Plan:

Teamsters Bus Local #214 Unit Employees - Division 10 - new hires, rehires, or transferred employees into the Teamsters Bus Division on or after adoption date of January 1, 2011.

Specify employee classification and division numbers

IV. CONTRIBUTION PROVISIONS

1. The Employer shall contribute on behalf of each Participant 1_____% of Earnings or $_____ for the calendar year (subject to the limitations of Sections 415(c) of the Internal Revenue Code).

2. Each Participant is required to contribute 1, 2 or 3 % of Earnings for the calendar year as a condition of participation in the Plan. (Write "0" if no contribution is required.) *If other contribution options are provided, please list on separate sheet of paper and attach to Adoption Agreement.

   If Employee contributions are required, an Employee shall not have the right to discontinue or vary the rate of such contributions after becoming a Plan Participant.

   The Employer hereby elects to "pick up" the Mandatory/Required Employee contribution. The "pick-up" provision allows the employer to direct mandatory employee contributions to be pre-tax.

   ☐ Yes ☐ No

   [Note to Employer: Picked up contributions are excludable from the Employee's gross income under Section 414(h)(2) of the Internal Revenue Code of 1986 only if they meet the requirements of Rev. Rul. 2006-43, 2006-35 I.R.B. 329. Those requirements are (1) that the Employer must specify that the contributions, although designated as Employee contributions, are being paid by the Employer in lieu of contributions by the Employee; and (2) the Employee must not have the option of receiving the contributed amounts directly instead of having them paid by the Employer to the Plan. The execution of this Adoption Agreement by the Employer shall constitute the official action required by Revenue Ruling 2006-43.]

3. Each Employee may make a voluntary (unmatched), after-tax contribution, subject to the limitations of Section 415 of the Internal Revenue Code.

4. Employer contributions and Employee contributions shall be contributed to the Trust in accordance with the following payment schedule:

   ☐ Weekly ☐ Bi-weekly ☐ Monthly

V. EARNINGS

Earnings shall be defined as "compensation" under Section 2A(6) of the MERS Plan Document, being the Medicare taxable wages reported on the Employee's W-2 statement.

VI. VESTING PROVISION FOR EMPLOYER CONTRIBUTIONS AND NORMAL RETIREMENT AGE

The Employer hereby specifies the following vesting schedule (choose one):

☐ Immediate vesting upon participation

☐ Cliff vesting: The participant is 100% vested upon a stated number of years. Stated year may not exceed maximum 5 years of service:

Stated Year: ☐ 1 ☐ 2 ☐ 3 ☐ 4 ☐ 5

☒ Graded vesting percentage per year of service: Employers can select the percentage of vesting with the corresponding years of service, however the scale cannot exceed a maximum of six years of service to reach 100% vesting, nor less than the stated minimums below:

_____ % after 1 year of service.
_____ % after 2 years of service.
25 % (not less than 25%) after 3 years of service.
50 % (not less than 50%) after 4 years of service.
75 % (not less than 75%) after 5 years of service.
100 % (not less than 100%) after 6 years of service.

Notwithstanding the above, a member shall be vested in his/her entire employer contribution account, to the extent that the balance of such account has not previously been forfeited, if he/she is employed on or after his/her Normal Retirement Age. "Normal Retirement Age" shall be presumed to be age 60 (unless a different normal retirement age is here specified:_____).

In addition, notwithstanding the above, in the event of disability or death, a member or his/her beneficiary shall be vested in his/her entire employer contribution account, to the extent that the balance of such account has not previously been forfeited as described in Section 19A(7) of the MERS Plan Document.

VII. Loans (not more than two) are permitted under the Program. MERS recommendation is "No," not to allow loans: loans permit your employees to borrow against their retirement account.

☐ Yes ☒ No

VIII. The Plan will accept an eligible rollover distribution from an eligible retirement plan described in Section 401(a) (including "401(k)") or 403(a) of the Code, an annuity contract described in Section 403(b) of the Code, an eligible deferred compensation plan described in Section 457(b) of the Code maintained by a state, political subdivision of a state, or any agency or instrumentality of a state or political subdivision of a state, or an individual retirement account or annuity described in Section 408(a) or 408(b) of the Code, including after-tax employee contributions, as applicable. The Plan will account separately for pre-tax and post-tax contributions and earnings thereon.

IX. The Employer hereby agrees to the provisions of the MERS Uniform Defined Contribution Plan and agrees that in the event of any conflict between MERS Plan Document Section 19B and the MERS Hybrid Plan, the provisions of Section 19B shall control.

X. The Employer hereby appoints MERS as the Plan Administrator pursuant to the terms and conditions of the Plan.

XI. The Employer hereby agrees to the provisions of the Plan.

XII. The Employer hereby acknowledges it understands that failure to properly fill out this Adoption Agreement may result in the ineligibility of the Plan in the DC component of the Hybrid Plan.

In Witness Whereof, the Employer hereby causes this Agreement to be executed on this 8 day of May, 2012.

Employer: Otsego County

By: Paul Beachnau Paul Beachnau

Title: Chairman, Board of Commissioners

Attest: G

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 8th day of May, 2012 beginning at 9:30 a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE,

ABSENT: RICHARD SUMERIX, DOUG JOHNSON, KEN BORTON, BRUCE BROWN.

The following preamble and resolution was offered by Commissioner: PAUL LISS.

OCR 12-14
Proclaiming National Police Week & Police Memorial Day
OTSEGO COUNTY BOARD OF COMMISSIONERS
May 8, 2012

WHEREAS, The Congress of the United States of America has designated the week of May 13th through May 19th, 2012 to be dedicated as "NATIONAL POLICE WEEK" and May 15th of each year to be "POLICE MEMORIAL DAY"; and

WHEREAS, The members of law enforcement agencies protect life and property throughout the County of Otsego and play an essential role in safeguarding the rights and freedoms of our citizens; and

WHEREAS, The County of Otsego desires to honor the valor, service and dedication of its own Sheriff Deputies, especially those who have given their lives in the line of duty; and

WHEREAS, The County of Otsego further desires to recognize and appreciate the duties, hazards, and sacrifices of law enforcement personnel; and

WHEREAS, The Board of Commissioners calls upon the citizens of Otsego County to take a moment on May 15th, to remember those fallen officers who made the ultimate sacrifice for their fellow man; now, therefore, be it

RESOLVED, that we proclaim the week of May 13th to May 19th to be "POLICE WEEK" and call upon all our citizens in this community to especially honor and show our sincere appreciation for the Sheriff Deputies of this County by deed, remark and attitude; and be it further

RESOLVED that the flags be flown at half-staff on May 15th in honor of Deputy Carl L. Darling, Jr., who gave his life in the line of duty on May 3, 1986; Sergeant Larry C. Washburn, who died while on duty on May 15, 1994 and Deputy John K. Gunsell, who died in the line of duty on September 12, 2004.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau, Chairman

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
§
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 8th day of May, 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 8th day of May, 2012 beginning at 9:30 a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE, RICHARD SUMERIX, DOUG JOHNSON, KEN BORTON, BRUCE BROWN.

ABSENT:

The following preamble and resolution was offered by Commissioner: KEN BORTON.

OCR 12-15

May 2011 as Social Host Liability Awareness Month

Otsego County Board of Commissioners
May 8, 2012

WHEREAS, alcohol is a factor in the four leading causes of death among persons ages 10-24: motor vehicles crashes, unintentional injuries, homicide and suicide; and

WHEREAS, Michigan ranked 9th in the country in the average annual number of deaths attributable to fatal motor vehicle crashes in which at least one driver was aged 16-25 and had been drinking; about 51% of those vehicle crashes involved drinkers aged 16-20; and

WHEREAS, in Michigan, it is estimated that underage alcohol use costs $2 billion, with youth violence and traffic crashes involving underage drinkers representing the largest costs to the state; and

WHEREAS, one-hundred percent of any alcohol consumed by a minor came from an adult. At one time, an adult over the age of 21 was in control of the alcohol and a minor gained access to it; and

WHEREAS, adults who allow, serve or provide alcohol to an underage youth anywhere on their property can be held criminally and civilly liable if that youth is killed or injured, or if that youth kills or injures someone else; now, therefore, be it

RESOLVED, that the Otsego County Board of Commissioners, do hereby proclaim that May 2012 is Social Host Liability Awareness Month. We also call upon all citizens, homeowners and property owners to host gatherings responsibly and take measures to eliminate access of alcohol to persons under the age of 21.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau

Paul M. Beachnau, Chairman

Susan I. DeFeyter

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
§
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 8th day of May, 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 of the County Building, 225 West Main Street, Gaylord, Michigan on the 8th day of May, 2012, at 9:30 a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE, RICHARD SUMERIX, DOUG JOHNSON, KEN BORTON, BRUCE BROWN.

ABSENT: _____

The following preamble and resolution was offered by Commissioner: ERMA BACKENSTOSE.

OCR 12-16
COMMENDATION IN HONOR OF MAUREEN DERENZY
OTSEGO COUNTY BOARD OF COMMISSIONERS
May 8, 2012

WHEREAS, Maureen Derenzy is a native of Northern Michigan; and

WHEREAS, Maureen Derenzy moved to Gaylord in 1988 to raise her daughters, after starting her career in Saginaw; and

WHEREAS, Maureen and her husband Bradley enjoy spending time with their granddaughter; and

WHEREAS, Maureen graduated from the University of Chicago with a B.A. in Linguistics and earned a Master's degree from the University of Michigan School of Information; and

WHEREAS, Maureen became Director of the Otsego County Library; and

WHEREAS, Maureen helped guide our library to becoming one of the best small libraries in Michigan; and

WHEREAS, with her leadership, the library was the first in Northern Michigan to offer the MeLCat borrowing program; and

WHEREAS, the library provided the very first Internet connection in our community; and

WHEREAS, the library received the State Librarian's Award of Excellence in 2003 for its quality of service and "can do attitude"; and

WHEREAS, Maureen was a founding member of the UpNorth Digital Library consortium; and

WHEREAS, Maureen successfully obtained numerous grants for the library including a federal stimulus grant to purchase 22 computers, and a grant to put the Gaylord Herald Times archives on the Internet; and

WHEREAS, Maureen has served her community through volunteerism through a number of community boards and organizations including the American Association of Women, the Otsego County Community Foundation Board, Volunteer Center Board, Historical Society Board, and the Great Start Parent Coalition for Each Childhood Education; and

WHEREAS, Maureen holds the honor of being named the 2012 recipient of Zonta's Golden Hug

Award, given to an unsung hero of our community who embodies the true spirit of giving to and empowering others; now, therefore, be it

RESOLVED, that the Otsego County Board of Commissioners, hereby recognizes and honors the outstanding contributions that Maureen Derenzy has made to our community and the time and work she continues doing to help ensure that the residents of Otsego County have continued opportunities to obtain increased skills and knowledge.

ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau, Chairman

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 8th day of May, 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 8th day of May, 2012 beginning at 9:30a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE, RICHARD SUMERIX, DOUG JOHNSON, KEN BORTON, BRUCE BROWN.

ABSENT: _____

The following preamble and resolution was offered by Commissioner: BRUCE BROWN.

RESOLUTION NO. OCR 12-17
AUTHORIZING RESOLUTION
OTSEGO COUNTY BOARD OF COMMISSIONERS
May 8, 2012

WHEREAS, the Otsego County Board of Commissioners is the owner of a property located at 278 Thumm Road, Gaylord, Michigan 49735 and has a mortgage recorded in the office of the Register of Deeds for Otsego County Michigan, in Liber 1067, Pages 117-130, in the name Leandra J. Murphy, f/k/a Leandra J. Boadway, a single woman, Otsego County Records; and

WHEREAS, said Mortgage has been paid in full; now, therefore, be it

RESOLVED, that Otsego County hereby issues a DISCHARGE OF MORTGAGE to, Leandra J. Murphy, f/k/a Leandra J. Boadway, a single woman, Otsego County Records; and, be it further

RESOLVED, that the Otsego County Administrator, on behalf of the Otsego County Board of Commissioners, be authorized to sign said document.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau

Paul M. Beachnau, Chairman

Susan I. DeFeyter

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
) §
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 8th day of May, 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

_____

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

OCR 12-18

COUNTY OF OTSEGO

STATE OF MICHIGAN

RESOLUTION APPROVING NORTHWEST MICHIGAN COMMUNITY HEALTH AGENCY OTSEGO BUILDING PROJECT REFINANCING

A regular meeting of the Board of County Commissioners of the County of Otsego, Michigan (the "County") was held at 225 W. Main Street, Room 100, Gaylord, Michigan, on May 22, 2012 at 9:30 a.m.

RECITALS

1. The County is one of the constituent counties of the Northwest Michigan Community Health Agency (the "Health Department"), a "district health department" formed by the constituent counties of Antrim, Charlevoix, Emmet and Otsego under Section 2415 of Act 368, P.A. 1978, as amended, for the purpose of providing essential health services to residents of those counties.

2. On May 13, 2008, NHF Sub Charlevoix, a Michigan nonprofit corporation (the "Issuer") issued its tax-exempt Limited Obligation Revenue Note for a principal amount up to $1,300,000.00 (the "Original Note"), which Original Note was issued to finance the construction of an approximately 8,900 square foot, two-story addition (the "Building Addition") to an existing approximately 15,000 square foot medical, dental and office building (the "Existing Building") for lease to the Health Department and other governmental units and qualified tax exempt charitable organizations to satisfy the urgent need for such facilities for the provision of public dental clinic and related health care and human services to residents of the County (the "Project").

3. The Original Note was issued "on behalf of" the County, within the meaning of Section 103 of the Internal Revenue Code of 1986, as amended, pursuant to a resolution approved by the Board of Commissioners of the County on April 8, 2008 (the "Prior Resolution"), which specifically provided that the County has no financial responsibility whatsoever for payments due under the Original Note, which was primarily payable from and secured by lease payments made by the Health Department.

3. Land owned by the County specifically described in Exhibit A hereto (the "Land"), together with the Existing Building situated on the Land was identified as a desirable site (the Land and Existing Building are collectively hereafter referred to as the "Site") for the Project (consisting of the Site and the Building Addition), and the County (as Landlord) entered into a 99-year Ground Lease with the Issuer (as Tenant) dated May 13, 2008, leasing the Land to the Issuer for purposes of the Project.

4. The Original Note, in the remaining outstanding principal amount of approximately $1,177,000, initially bore interest at the rate of 4.9% per annum, subject to interest rate adjustments, and has a final maturity date of February 1, 2029.

5. The refinancing of the indebtedness represented by the Original Note is expected to reduce exposure to interest rate fluctuations and, based on prevailing interest rates on tax-exempt obligations after factoring in any prepayment penalty or premium and costs of refinancing, will result in reductions in debt service on an on-going basis, and correspondingly reduce the rent payable by the Health Department, and help preserve the economic viability of the Project and its availability to provide critical public health and human services.

6. It is proposed that:

(i) the Issuer will issue a tax-exempt Limited Obligation Refunding Revenue Note on behalf of the County in a principal amount not to exceed $1,230,000 (the "2012 Refunding Note"), having a final maturity date not later than February 1, 2029, and the proceeds of which will be used to pay all outstanding principal of and accrued interest on the Original Note, any applicable prepayment penalty or premium, and costs associated with issuance of the 2012 Refunding Note;

(ii) the Issuer will continue to lease the Project to the Health Department pursuant to a restated lease agreement, with the restated lease payments being fixed in amounts sufficient for the Issuer to pay the principal of and interest on the 2012 Refunding Note as such amounts become due, together with the Issuer's reasonable administrative expenses, but not in excess of the fair market rentals for the Project; and,

(iii) the County and the Issuer will enter into a new ground lease of the Site as described herein.

RESOLUTIONS

The Board of County Commissioners adopts the following resolutions:

1. The health care and human services provided by the Health Department, including the provision of public dental clinic services, and by other governmental or qualified tax exempt charitable organizations in need of medical, dental and office facilities, constitute an essential public purpose of benefit to the health and welfare of the residents of the County.

2. The Board reaffirms its approval of the non-profit purposes and activities of the Issuer as set forth in its Articles of Incorporation, including the development of the Project and the lease of the Project to the Health Department and other qualified health and human services organizations, if any, with the same remaining lease term as set forth under the original lease. The Issuer was incorporated by private, charitable public health interests, is not an agent or instrumentality of the County, and shall continue to operate independently of any control by the County.

3. The Project and the Land shall be subject to the provisions of a Restated Ground Lease with substantially the same terms and provisions (as determined by the Chairperson of the

Board) (the "Restated Ground Lease")as those contained in the Ground lease between the County (as Landlord) and NHF Sub Charlevoix (as Tenant) dated May 13, 2008, attached as Exhibit B hereto, and the County hereby authorizes the Chairperson of the Board and the County Clerk to execute the Restated Ground Lease.

4. The County hereby authorizes the Chairperson of the Board and the County Clerk to execute any and all instruments and agreements as may be required to effectuate the issuance of the 2012 Refunding Note upon the terms and provisions contained herein, including, without limitation, a Subordination Agreement subordinating the rights of the County to the liens and claims of the holder of the 2012 Refunding Note until the indebtedness represented by the 2012 Refunding Note is paid in full.

5. The County approves of the issuance of a tax-exempt Limited Obligation Refunding Revenue Note of the Issuer on behalf of the County in a principal amount not to exceed $1,230,000 for the purpose of paying all outstanding principal of and accrued interest on the Original Note, any applicable prepayment penalty or premium, and costs associated with issuance of the 2012 Refunding Note, which 2012 Refunding Note shall be issued no later than three (3) months from the date hereof, which shall have a final maturity date not later than February 1, 2029 upon substantially the terms set forth in Exhibit C hereto. The County's approval of the issuance by the Issuer of the 2012 Refunding Note is only to the extent required in order for such debt obligation to be deemed to be issued "on behalf of" the County for purposes of Section 103 of the Internal Revenue Code of 1986, as amended, and the regulations thereunder, and for no other purposes. The 2012 Refunding Note and interest thereon shall be non-recourse obligations of the Issuer, payable solely from the lease payments from the Health Department, and other qualified health and human services organizations occupying the Project as tenants, if any, and secured by a mortgage on the Site and Project and an assignment of such lease payments. The 2012 Refunding Note shall never constitute a general obligation of the County within the meaning of any constitutional, statutory or charter provision or limitation and shall never constitute or give rise to a debt or liability of the County or a charge against the general credit or taxing power of the County. The County disclaims any financial responsibility for repayment of the 2012 Refunding Note, which is to be primarily secured by lease payments made by the Health Department to the Issuer. With respect to the partial funding for the activities of the Health Department from County appropriations, no portion of such appropriations derived from direct County taxation shall be applied toward such lease payments.

6. Upon retirement of the indebtedness represented by the 2012 Refunding Note, the County shall accept possession of the Land and title to the Project (including any additions to the Project) from the Issuer pursuant to the County's rights under the Restated Ground Lease.

7. The County hereby designates the 2012 Refunding Note in the maximum principal amount of $1,230,000 as a "qualified tax-exempt obligation" for purposes of the deduction of interest expense by financial institutions under Section 265 of the Internal Revenue Code of 1986, as amended.

8. Upon the termination of the Ground Lease and the return of the Land and the Project to the County, the County shall at such time evaluate the lease of all or a portion of the Project to the Health Department for its continued use as a health services facility, provided that the County shall have no obligation to enter into such a lease.

9. All resolutions or parts of resolutions insofar as they conflict with the provisions of this resolution be and they are hereby rescinded.

YES: CLARK BATES, PAUL BEACHNAU, LEE OLSEN, ERMA BACKENSTOSE, RICHARD SUMERIX, DOUG JOHNSON, KEN BORTON, BRUCE BROWN.

NO: NONE.

ABSENT: PAUL LISS

ABSTAIN: NONE.

RESOLUTION DECLARED ADOPTED.

County Clerk
Susan I. DeFeyter

STATE OF MICHIGAN)
) ss.
COUNTY OF OTSEGO)

I, Susan I. DeFeyter, the duly qualified and acting County Clerk of the County of Otsego, Michigan, certify that the foregoing is a true and complete copy of a resolution adopted by the County Board of Commissioners at a regular meeting held on May 22, 2012, the original of which is on file in my office and available to the public. Public notice of said meeting was given pursuant to and in compliance with the Open Meetings Act, Act No. 267, Public Acts of Michigan, 1976, including in the case of a special or rescheduled regular meeting, notice by posting at least eighteen (18) hours prior to the time set for said meeting.

Dated: _____

_____
Susan I. DeFeyter, County Clerk

COUNTY RESOLUTION (Rev. 5-10-2012)-2

EXHIBIT A - LEGAL DESCRIPTION

A parcel of land on part of the SW 1/4 of Section 27, T31N-R3W, Livingston Township, Otsego County, Michigan, described as commencing at the SW corner of said Section 27; thence S89*22'16"E, 850.00' along the South line of said Section 27; thence N00*37'44"E, 388.36' to the POINT OF BEGINNING; thence continuing N00*37'44"E, 234.66'; thence along the South line of 80' easement for ingress and egress the following two (2) courses: 1) N86*5054"E, 327.50'; 2) 247.76' along a curve to the left, said curve having a radius of 512.54', a Long Chord of 245.35' Bearing N73*00'01"E; thence S00*35'45"W, 330.56'; thence N89*22'16"W, 560.81' to the Point of Beginning, containing 3.36 *acres* more or less and being subject to an easement for the construction, operation and maintenance of water lines in, on, under, over, upon and across premises described as;

> "A strip of land in the SW 1/4 of Sec. 27, T 31 N, R 3 W Livingston Township, Otsego County, Michigan, lying 15 feet either side of a line described as commencing at the SW corner of Sec. 27, T 31 N, R 3 W; and proceeding thence E 665.91 feet along the S line of said Sec. 27; thence N 33.00 feet to the point of beginning of this easement; thence N 165.06 feet; thence N 52*14'39"E 392.60 feet; thence N 41*45'44"E 215.36 feet; thence S 75*34'40"E 344.62 feet to a point 15 feet W of the NW corner of the Cheboygan-Otsego-Presque Isle Intermediate School District structure; thence S 0*2'13"E 140.00 feet parallel to the W'ly wall of said structure to the point of ending."

Being together with an 80' easement for purposes of ingress-egress and public utilities over and across a parcel of land described as lying 40' either side of a line described as commencing at the SW corner of said Section 27; thence N00*01'03"E, 600.41' along the West line of said Section 27 and centerline of Highway US 27; thence N86*16'49"E, 100.21' to the POINT OF BEGINNING of this easement; thence continuing N86*16'49"E, 518.05'; thence N86*50'54"E, 565.31'; thence 281.68' along a curve to the left, said curve having a radius of 472.54', a Long Chord of 277.48', Bearing N68*46'29"E; thence N86*55'16"E, 185.47'; thence 231.18' along a curve to the left, said curve having a radius of 143.12', a Long Chord of 206.85', Bearing N40*38'48"E; thence N05*37'40"W, 95.96'; thence N16*04'06"E, 62.25' to the point of ending.

(NOTE: *denotes degrees)

EXHIBIT B – GROUND LEASE

GROUND LEASE

This Ground Lease is made and entered into effective as of 13th day of May, 2008, between **OTSEGO COUNTY**, a Michigan municipal corporation, whose address is 225 W Main Street, Gaylord, Michigan 49735 ("Landlord"), and **NHF SUB CHARLEVOIX**, a Michigan nonprofit corporation, of 8500 Long Rapids Road, Alpena, Michigan 49707 ("Tenant"), on the following terms and conditions:

1. Project To Be Ground Leased. Landlord Ground Leases to Tenant, and Tenant rents from Landlord, the property described in **Exhibit A** attached (the "Land") together with an existing approximately 15,000 square foot building situated on the Land (the "Building") (the Land and Building are hereafter referred to as the "Project").

2. Ground Lease Term. The term of this Ground Lease (the "Term") shall commence on the date of Tenant's debt obligations associated with the acquisition and construction of the Project as evidenced by a Limited Obligation Revenue Note (the "Note") from Tenant to Citizens Bank ("Bank"), and shall terminate ninety-nine (99) years from the date of commencement, unless sooner terminated upon written notice by Landlord, or as hereinafter set forth. This Ground Lease shall not terminate upon notice by Landlord, unless the Note is fully paid and discharged, whether at maturity or through permitted prepayment, or an amount sufficient to fully pay and discharge the Note is escrowed by the County and dedicated to the payment of such debt. If Tenant continues to use the Project after expiration of the Term, Tenant shall become a tenant from month to month, at the rental and upon the same terms and conditions specified in this Ground Lease. In any event, this Ground Lease shall terminate when the Note is fully paid and discharged, whether at maturity or through permitted prepayment, or an amount sufficient to fully pay and discharge the Note is escrowed by Landlord and dedicated to the payment of such debt.

3. Use Of Project. Tenant shall use the Project only for Lease to Northwest Community Health Agency and other governmental units and qualified tax exempt charitable organizations or any other public use which the Landlord approves in writing. Tenant shall have the right without further permission from Landlord to construct improvements to the Project for Lease to Northwest Community Health Agency and other governmental units and qualified tax

exempt charitable organizations including an approximately 8,900 square foot addition to the Building.

4. Rent. Tenant hereby agrees to pay to Landlord as rent for the Project the sum of one Dollar ($1.00). The rental provided for in this Ground Lease shall be an absolutely net return to Landlord for the Term, free from any losses, expenses or charges with respect to the Project, including maintenance, repairs, cost of replacement of buildings or improvements, insurance, taxes, assessments or other charges imposed upon or related to the Project, or with respect to any easements or rights appurtenant thereto (except as otherwise expressly provided herein).

5. Taxes and Assessments. Tenant shall pay, prior to the imposition of any penalty or interest, all real and personal property taxes, installments of special assessments and other governmental charges of any kind which become due during the Term and which are levied against the Project, the Ground Leasehold estate or any sub-leasehold estate (including any and all taxes imposed by the United States of America, or any state, municipality or political subdivision thereof), without proration. Landlord shall be responsible for all real property taxes and special assessments which become due prior to, or after the Term, without proration.

6. Insurance and Indemnity.

(a) Tenant shall, at its own cost and expense, procure and maintain in full force and effect fire and extended coverage insurance with an all risk endorsement on all improvements which are now or which hereafter become part of the Project for its full insurable replacement costs (excluding foundations and excavation). If Tenant so elects, such policies of fire and extended coverage insurance may provide for a "deductible" or self insurance.

(b) Tenant shall, at its sole cost and expense, procure and maintain in full force and effect during the Ground Lease Term, comprehensive public liability and property damage insurance for claims of personal injury, death or property damage occurring in, about or as a result of the use of the Project, with single limit liability coverage in an amount acceptable to Landlord. If Tenant so elects, such insurance may provide for a "deductible" or self insurance in an amount acceptable to Landlord.

(c) All insurance policies required hereunder, which may be so-called "blanket policies", shall name Landlord and Tenant as insured and be purchased from companies reasonably satisfactory to Landlord.

(d) Tenant shall indemnify and hold Landlord harmless from all claims, demands, actions, losses, damages and liabilities and all fees, costs and expenses (including reasonable attorney fees), relating to or in any way arising from the use of the Project, from any cause whatsoever.

(e) Tenant, for itself and its respective successors and assigns (including any person, firm or corporation which may become subrogated to any of its rights) waives any and all rights and claims for recovery against Landlord, and its officers, employees, agents, and assigns, or any of them, on account of any loss or damage to any of its property insured under any valid and collectible insurance policy or policies, to the extent

of any recovery collectible under such insurance policies. Each insurance policy carried by Tenant and insuring all or any part of the Project, shall provide that the insurance company waives all right of recovery by way of subrogation against Landlord.

7. Construction Liens. Tenant shall keep the Project free from any liens arising out of any work performed thereon, materials furnished thereto or obligations incurred by Tenant. Tenant shall indemnify, defend and hold Landlord harmless against all liability, loss, damage, costs and all other expenses arising out of claims of lien for work performed or materials furnished to or for the benefit of Tenant.

8. Repairs and Maintenance. Tenant shall keep and maintain the Project, and every part thereof, including, but not limited to all structural, nonstructural, interior and exterior portions of the buildings and improvements located upon the Project, in good and sanitary order, condition and repair.

9. Alterations and Additions. Landlord shall have no obligation to make any alteration or addition to the Project during the Term. All right, title and interest to any alterations and additions to the Project during the Term shall be the property of Landlord and shall not be deemed to be a part of the Project.

10. Utilities. During the term, Tenant shall pay for all gas, heat, light, power, water, sewer, telephone, or other communication service, janitorial, garbage disposal and all other utilities and services supplied to Tenant upon the Project. Landlord shall not be liable to Tenant in damages or otherwise for any failure or interruption of any such service furnished to Project.

11. Assignment and Subletting. Tenant may assign this Ground Lease or sublease all or any part of the Project at any time during the term of this Ground Lease without the prior written consent of Landlord.

12. Landlord's Right to Perform. Landlord may perform any obligations of Tenant which Tenant has failed to perform. Tenant shall reimburse Landlord for all payments made and expenses incurred. Such payments and expenses shall be additional rent which is immediately due and payable, together with interest thereon at the lesser of the rate of fifteen percent (15%) per annum or the highest legal rate of interest.

13. Default. If default is made by Tenant in the payment of rent or additional rent or in the performance of any of the conditions or covenants in this Ground Lease, and if such default shall continue for a period of sixty (60) days after written notice is given to Tenant by Landlord specifying the default, then Landlord shall have the right to re-enter the Project and remove Tenant and all persons therefrom and shall have the right to terminate this Ground Lease. If the Landlord elects to terminate the Ground Lease, then the Landlord must comply with the requirements of Paragraph 2 above.

14. Quiet Enjoyment. Landlord covenants that, upon Tenant's paying the rent and performing all of the terms, covenants and conditions Tenant is to perform hereunder, Tenant shall peaceably and quietly enjoy the Project hereby demised, free of claims of paramount title or of any person claiming under or through Landlord, and free and clear of all exceptions,

reservations or encumbrances other than those set forth herein, and those Tenant subsequently approves in writing.

15. Successors and Assigns. This Ground Lease shall be binding upon and inure to the benefit of the parties hereto and their successors and assigns.

16. Headings. The headings contained herein are for the convenience of the parties and are not to be used in construing this Ground Lease.

17. Remedies Cumulative; Waiver. All rights and remedies of Landlord hereunder are cumulative, and not exclusive, and shall be in addition to all other rights and remedies provided by applicable law. Failure to exercise or delay in exercising any right or remedy hereunder shall not operate as a waiver thereof, nor excuse future performance. No waiver, discharge or renunciation of any claim or right arising out of a breach of these terms and conditions shall be effective unless in a writing, signed by the party so waiving and supported by consideration. Any waiver of any breach shall be a waiver of that breach only and not any other breach, whether prior or subsequent thereto.

18. Choice of Law; Invalidation of Terms. This Ground Lease shall be governed by and construed in accordance with the laws of the state of Michigan that are applicable to Ground Leases made and to be performed in that state. The invalidation of one or more Ground Lease terms shall not affect the validity of the remaining terms.

19. Notices. All notices herein required shall be given in writing upon the parties at the addresses indicated on page 1 hereof. Any notice shall be deemed to have been given when personally delivered or when sent by certified mail, return receipt requested and postage prepaid. The addresses specified for notices herein may from time to time be changed by the written notice of one party to the other.

20. Amendment. This Ground Lease represents the entire agreement between the parties. It may not be amended, altered or modified except by a writing signed by the party against whom enforcement of any waiver, change, modification or discharge is sought.

IN WITNESS WHEREOF, the parties have caused this Subordination Agreement to be executed effective as of this 13th day of May 2008.

COUNTY OF OTSEGO

By: _____
Kenneth R. Glasser,
Its Chairperson of the Board of Commissioners

and

By: _____
Susan I. DeFeyter
Its County Clerk

NHF SUB CHARLEVOIX

By: _____
John Bruning
Its President

STATE OF MICHIGAN)
)ss.
COUNTY OF OTSEGO)

On this ___ day of May 2008, before me, a Notary Public, in and for said County, personally appeared Kenneth R. Glasser and Susan I. DeFeyter to me known to be the Chairperson of the Board and the County Clerk, respectively, of the County of Otsego, a Michigan municipal corporation, acknowledged that they signed the foregoing instrument on behalf of said municipal corporation as their free act and deed.

_____, Notary Public
Acting in Otsego County, Michigan
My Commission Expires: 07-19-2012

STATE OF MICHIGAN)
) ss.
COUNTY OF BAY)

On this 13th day of May 2008 before me, a Notary Public, in and for said County, personally appeared John Bruning, to me known to be the President of NHF Sub Charlevoix, a Michigan nonprofit corporation, to me known to be the person named in the above instrument, and acknowledged that he signed the foregoing instrument on behalf of such corporation as his free act and deed.

ANDREA M. IRWIN
NOTARY PUBLIC - STATE OF MICHIGAN
COUNTY OF BAY
My Commission Expires 10-20-11
Acting in the County of Bay

_____, Notary Public
Acting in Bay County, Michigan
My commission expires:

This instrument drafted by:
Bowden V. Brown
Dykema Gossett
39577 Woodward Avenue, Suite
Bloomfield Hills, Michigan 48304-5086
Ground Lease – 5-5-2007

EXHIBIT C

Principal Amount: Not to exceed $1,230,000.

Interest Rate: Initial interest rate not to exceed 3.5% (subject to periodic adjustments based on an independent index, as negotiated).

Maturity Date/Amortization Schedule: Not later than February 1, 2029. Additional notes or bonds issued to finance improvements or additions to the Project or to refund the 2012 Refunding Note or any additional notes or bonds must be discharged no later than the final maturity date of the 2012 Refunding Note, regardless of whether the 2012 Refunding Note is callable at an earlier date.

Purposes: To refinance the acquisition and construction of the Project for the purposes of providing a health and human services building for lease at a more advantageous rental rate to the Health Department and other governmental units and qualified tax exempt charitable organizations at rates not in excess of fair rental value, to pay any applicable prepayment penalty or premium and costs relating to the issuance of the 2012 Refunding Note, and to fund a reasonably required debt service reserve fund to the extent required in order to market the 2012 Refunding Note. All proceeds of the 2012 Refunding Note (net of the costs of issuance and amounts necessary to fund a reasonably required debt service reserve fund) shall be used for refinancing the construction of the Project and, if applicable, the acquisition of tangible real and tangible personal property. Proceeds may not be used for working capital.

Security:

1. Mortgage on the Project
2. Assignment of Leases
3. 2012 Refunding Note non-recourse as to both NHF Sub Charlevoix and the County.

Prepayment: The terms and conditions of prepayment of the 2012 Refunding Note by the Issuer shall be mutually agreeable to the Issuer and the holder of the 2012 Refunding Note.

Rights of County upon Event of Default: Upon the failure by NHF Sub Charlevoix to pay the principal of or interest on the 2012 Refunding Note or upon any other event constituting an event of default under the 2012 Refunding Note giving rise to acceleration of the 2012 Refunding Note, the County shall have an exclusive option to purchase the Project (including any additions to the Project) for the amount of the outstanding indebtedness and accrued interest to the date of default, which option shall be exercisable for a period of at least 90 days following such default. In the event the County exercises such option, the County shall have a period of at least 90 days from the date of such exercise to purchase the Project.

Rights of County to Prepay and Defease 2012 Refunding Note. The County shall have the right to repay or to defease the 2012 Refunding Note. Upon such prepayment or defeasance, title to the Site and the Project shall revert to the County and all leases, management contracts and encumbrances (other than certain permitted encumbrances) shall terminate, and any users of the

property shall vacate within 90 days, subject to the right (but without any obligation) of the County to enter into a new lease agreement with users of the Project.

Insurance: Proceeds of fire or other casualty insurance policies received in connection with damage to or destruction of the Project, including any additions to the Project, will, subject to the claim of the holder of the 2012 Refunding Note, (a) be used to reconstruct the Project, regardless of whether the insurance proceeds are sufficient to pay for reconstruction or (b) be remitted to the County.

Estimates of Fair Market Value and Useful Life: (1) A reasonable estimate of the fair market value of the Project on the final maturity date of the 2012 Refunding Note, regardless of whether the Refunding Note is callable at an earlier date, is equal to at least 20% of the original cost of the Project (determined without regard to any addition to the Project or any increase or decrease for inflation during the term of the 2012 Refunding Note), and (2) a reasonable estimate of the remaining useful life of the Project on the final maturity date of the 2012 Refunding Note, regardless of whether the 2012 Refunding Note is callable at an earlier date, is the longer of one year or 20% of the originally estimated useful life of the Project.

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 26th day of June, 2012 beginning at 9:30a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE, RICHARD SUMERIX, DOUG JOHNSON, KEN BORTON, BRUCE BROWN.

ABSENT: _____

The following preamble and resolution was offered by Commissioner: _____.

RESOLUTION NO. OCR 12-20
APPROVING THE APPOINTMENT OF COURT MAGISTRATE

Pursuant to MCLA 600.8521, MSA 227A.8521, the Otsego County Board of Commissioners has reviewed the following listed Magistrate duly appointed by the Honorable Patricia A. Morse, Chief Judge of the 87-A District Court.

Tammy Pickelmann

The Otsego County Board of Commissioners does hereby approve the appointment of this Magistrate for Otsego County.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau, Chairman

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
) §
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 26th day of June, 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as

amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

_____

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 10th day of July, 2012 beginning at 9:30 a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE,

ABSENT: RICHARD SUMERIX, DOUG JOHNSON, KEN BORTON, BRUCE BROWN.

The following preamble and resolution was offered by Commissioner: _____.

OCR 12-21

Resolution Approving the Fiscal Years 2013-15 Community Corrections Grant Applications of the Northeast Michigan Council of Governments

Otsego County Board of Commissioners
July 10, 2012

WHEREAS, the Northeast Michigan Council of Governments (NEMCOG) serves as the Northern Michigan Community Corrections Advisory Board's (NMCCAB) fiscal agent and manager; and

WHEREAS, this County is a member of the Northern Michigan Community Corrections Advisory Board, has been served by its programs, and wishes to continue participation with the Board's programs and services in the future; and

WHEREAS, an application in the amount of $222,741 for the general program has been prepared by NEMCOG to continue the Community Corrections programs in Cheboygan, Crawford, Oscoda, Otsego, and Presque Isle counties; and

WHEREAS, the Northern Michigan Community Corrections Advisory Board, has approved this proposal, and recommends its approval by the member counties; now, therefore, be it

RESOLVED, that this County hereby approves the Northern Michigan Community Corrections Advisory Board Grant Application prepared by NEMCOG for Community Corrections funding in the annual amount of $222,741 for the general program for Fiscal Years 2013-15.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE

THE RESOLUTION WAS DECLARED ADOPTED.

Paul Beachnau

Paul M. Beachnau, Chairman

Susan I. DeFeyter

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
§
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 10th day of July, 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

_____

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 24th day of July, 2012 beginning at 9:30 a.m.

PRESENT: Clark Bates, Paul Beachnau, Paul Liss, Lee Olsen, Erma Backenstose, Richard Sumerix, Doug Johnson, Ken Borton, Bruce Brown.

ABSENT: None.

The following preamble and resolution was offered by Commissioner: Paul Liss.

OCR 12-22
Recognition of 2012 Alpenfest der Bürgermeister – Rudi Edel
Otsego County Board of Commissioners
July 24, 2012

WHEREAS, Rudi Edel was born in the Detroit area, and spent his summers at a farm in Dover Township here in Otsego County, later buying 40 acres of property in the area at the age of 16; and

WHEREAS, Rudi spent his life in service to our community through his profession as well as through his passion for volunteering; and

WHEREAS, after graduating from high school, Rudi joined the navy during the Vietnam War and was stationed on a destroyer off the coast of Africa and the Mideast; and

WHEREAS, Rudi later became a police officer first in Harper Woods and then later for the Otsego County Sheriff's Office under Sheriff Ralph Holewinski in 1973; and

WHEREAS, Rudi and his wife Sandi married in 1975 and built a house on the Dover Township property, fulfilling a lifelong dream; and

WHEREAS, Rudi took the job of Otsego County Court Administrator in 1977, a position he held until his retirement in 2009; and

WHEREAS, those of us that have worked with Rudi know that he always brings enthusiasm and energy to any project he undertakes; and

WHEREAS, the Gaylord Herald Times has named Rudi Edel as the 2012 Alpenfest der Bürgermeister; and

WHEREAS, the County of Otsego recognizes that one of its greatest assets is the strength, diversity and commitment of its community members; now, therefore, be it

RESOLVED, that the Otsego County Board of Commissioners, hereby recognizes and honors the outstanding contributions that Rudi Edel continues to make in our community.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: Unanimous.

NO: None.

ABSTAIN: _____

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau

_____
Paul M. Beachnau, Chairman

Susan I. DeFeyter

_____
Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
§
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 24th day of July, 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

_____
Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 24th day of July, 2012 beginning at 9:30 a.m.

PRESENT: Clark Bates, Paul Beachnau, Paul Liss, Lee Olsen, Erma Backenstose, Richard Sumerix, Doug Johnson, Ken Borton, Bruce Brown.

ABSENT: None.

The following preamble and resolution was offered by Commissioner: Clark Bates.

OCR 12-23
Recognition of 2012 Alpenfest Parade Marshal – Joe Duff
Otsego County Board of Commissioners
July 24, 2012

WHEREAS, Joe Duff has been either city or village manager in several communities including Archbold, OH; Mattawan; and Mackinaw City; and

WHEREAS, Joe has been a resident of Gaylord since he moved here over 14 years ago, along with his wife Diane and daughters Brynn and Geena, to be the Gaylord City Manager; and

WHEREAS, Joe's knowledge is an asset that is appreciated by his staff and others that work with him; and

WHEREAS, Joe is a vital part of our community helping to make downtown and the rest of the City vibrant and attractive; and

WHEREAS, Joe has been active with Alpenfest since his arrival helping to ensure that he and the City does everything it can to enable visitors to have a wonderful experience; and

WHEREAS, the Alpenfest Board of Directors and the Gaylord Area Chamber of Commerce has named Joe Duff as the 2012 Alpenfest Parade Marshal; and

WHEREAS, the County of Otsego recognizes that one of its greatest assets is the strength, diversity and commitment of its community members; now, therefore, be it

RESOLVED, that the Otsego County Board of Commissioners, hereby recognizes and honors the outstanding contributions that Joe Duff has made to our community and to Alpenfest.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: Unanimous.

NO: None.

ABSTAIN: None.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau, Chairman

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
§
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 24th day of July, 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 24th day of July, 2012 beginning at 9:30 a.m.

PRESENT: Clark Bates, Paul Beachnau, Paul Liss, Lee Olsen, Erma Backenstose, Richard Sumerix, Doug Johnson, Ken Borton, Bruce Brown.

ABSENT: None.

The following preamble and resolution was offered by Commissioner: Lee Olsen.

OCR 12-24
Recognition of 2012 Alpenfest Honored Industry – Diocese of Gaylord
Otsego County Board of Commissioners
July 24, 2012

WHEREAS, the Diocese of Gaylord was established over 40 years ago; and

WHEREAS, the Diocese of Gaylord covers the 21 most northern counties of Northern Lower Michigan and includes 80 parishes and 17 Catholic schools; and

WHEREAS, the Diocese of Gaylord contributes locally through volunteer participation and donations to local nonprofit groups; and

WHEREAS; the Diocese of Gaylord also provides social work services to any who need them in the community; and

WHEREAS, the Alpenfest Honors Committee has named the Diocese of Gaylord as the 2012 Alpenfest Honored Industry; and

WHEREAS, the County of Otsego recognizes the importance of involvement by our local faith-based institutions in the community and the significant contributions they make; now, therefore, be it

RESOLVED, that the Otsego County Board of Commissioners, hereby congratulates the Diocese of Gaylord as being the recipient of the 2012 Alpenfest Honored Industry.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: Unanimous.

NO: None.

ABSTAIN: None.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau, Chairman

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
§
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 24th day of July, 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 24th, day of July, 2012 beginning at 9:30a.m.

PRESENT: Clark Bates, Paul Beachnau, Paul Liss, Lee Olsen, Erma Backenstose, Richard Sumerix, Doug Johnson, Ken Borton, Bruce Brown.

ABSENT: None.

The following preamble and resolution was offered by Commissioner: Doug Johnson.

RESOLUTION NO. OCR 12-25
AUTHORIZING RESOLUTION
OTSEGO COUNTY BOARD OF COMMISSIONERS
July 24, 2012

WHEREAS, the Otsego County Board of Commissioners is the owner of a property located at 2275 Watson Hills, Vanderbilt, Michigan 49795 and has a mortgage recorded in the office of the Register of Deeds for Otsego County Michigan, in Liber 0666, Pages 632-639, in the name Carl W. Dykman and Veronica A. Dykman, husband and wife, Otsego County Records and

WHEREAS, said Mortgage has been paid in full; now, therefore, be it

RESOLVED, that Otsego County hereby issues a DISCHARGE OF MORTGAGE to, Carl W. Dykman and Veronica A. Dykman, husband and wife, Otsego County Records and, be it further

RESOLVED, that the Otsego County Administrator, on behalf of the Otsego County Board of Commissioners, be authorized to sign said document.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: Unanimous.

NO: None.

ABSTAIN: None.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau

Paul M. Beachnau, Chairman

Susan I. DeFeyter

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 24th day of July, 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

_____

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 14th day of August, 2012 beginning at 9:30 a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE,

ABSENT: RICHARD SUMERIX, DOUG JOHNSON, KEN BORTON, BRUCE BROWN.

The following preamble and resolution was offered by Commissioner: _____.

OCR 12-26

Support Trail Development in Northern Michigan

Otsego County Board of Commissioners
August 14, 2012

WHEREAS, the Otsego County Board of Commissioners recognizes the State of Michigan's initiative to expand the number and types of trails available for public use throughout the State; and

WHEREAS, Grayling has three state parks within twenty-five miles of the city; Otsego Lake State Park to the north, North Higgins Lake State Park to the south and Hartwick Pines State Park in Crawford County; and

WHEREAS, there would be a natural benefit in linking these three state parks with a non-motorized trail system, not only for the visitors to these parks but also to the local residents in three counties that frequent these parks; and

WHEREAS, a significant number of park visitors bring bicycles on vacation looking for family oriented non-motorized opportunities and this project would provide a unique opportunity for visitors to travel by bicycle from one park to another; and

WHEREAS, this would be a natural extension of the north / south trail recently opened between Gaylord and Mackinaw City; and

WHEREAS, while this project is sizeable it can be easily segmented so that construction can be incremental; and

WHEREAS, a non-motorized linkage, connecting these three State Parks, would offer an attractive tourism value that would draw interest from both within and outside the State of Michigan; and

WHEREAS, a segment of the project, the trail from Grayling to Hartwick Pines State Park, is already completed and being used daily; now, therefore be it

RESOLVED, that the Otsego County Board of Commissioners urges the State of Michigan and the Michigan Blue Ribbon Panel on State Parks and Outdoor Recreation to examine the widespread benefit of a connecting trail from Otsego Lake State Park to North Higgins Lake State Park and include this project as part of its final recommendations to be included in the State-wide Trail Network Plan; and, be it further

RESOLVED, that a copy of this resolution be sent to the surrounding counties, Representative Greg MacMaster, Senator John Moolenaar, Governor Rick Snyder and the Michigan Association of Counties.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau

Paul M. Beachnau, Chairman

Susan I. DeFeyter

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
§
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 14th day of August, 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 14th, day of August, 2012 beginning at 9:30a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE, RICHARD SUMERIX, DOUG JOHNSON, KEN BORTON, BRUCE BROWN.

ABSENT: _____

The following preamble and resolution was offered by Commissioner: PAUL LISS.

RESOLUTION NO. OCR 12-27
National Preparedness Month – September 2012
OTSEGO COUNTY BOARD OF COMMISSIONERS
August 14, 2012

WHEREAS, "National Preparedness Month" creates an important opportunity for every resident of Otsego County to prepare their homes, businesses, and communities for any type of emergency including natural disasters and potential terrorist attacks; and

WHEREAS, investing in the preparedness of ourselves, our families, businesses, and communities can reduce fatalities and economic devastation in our communities and in our nation; and

WHEREAS, the Federal Emergency Management Agency's *Ready* Campaign, Citizen Corps and other federal, state, local, tribal, territorial, private, and volunteer agencies are working to increase public activities in preparing for emergencies and to educate individuals on how to take action; and

WHEREAS, emergency preparedness is the responsibility of every citizen of Otsego County and all citizens are urged to make preparedness a priority and work together, as a team, to ensure that individuals, families, and communities are prepared for disasters and emergencies of any type; and

WHEREAS, all citizens of Otsego County are encouraged to participate in citizen preparedness activities and asked to review the *Ready* campaign's websites at www.Ready.gov or www.Listo.gov (in Spanish), and the Otsego County website at www.otsegocountymi.gov in the Emergency Management/911 department, and become more prepared; now, therefore, be it

RESOLVED, that the Otsego County Board of Commissioners hereby proclaims September, 2012 as National Preparedness Month, and encourages all citizens and businesses to develop their own emergency preparedness plan, and work together toward creating a more prepared society.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau, Chairman

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 14th day of August, 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 14th day of August, 2012 beginning at 9:30 a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE,

ABSENT: RICHARD SUMERIX, DOUG JOHNSON, KEN BORTON, BRUCE BROWN.

The following preamble and resolution was offered by Commissioner: _____.

OCR 12-28

MDOT Office of Aeronautics – Snow Removal Equipment Building

Otsego County Board of Commissioners
August 14, 2012

WHEREAS, Otsego County and the Michigan Department of Transportation, Office of Aeronautics sets forth to adopt and approve the execution of the Sponsor Contract Agreement for the purpose of obtaining state and federal funding for the Snow Removal Equipment Building at the Gaylord Regional Airport; and, now, therefore be it

RESOLVED, that the Otsego County Board of Commissioners shall enter into a Grant Agreement for the development of Gaylord Regional Airport, and that such Sponsor Contract Agreement shall be as set forth hereinafter; and be it further

RESOLVED, that the County Administrator for Otsego County is hereby authorized and directed to execute said Sponsor Contract Agreement on behalf of the Otsego County Board of Commissioners, and the Gaylord Regional Airport Manager is hereby authorized and directed to attest said execution: That the Sponsor Contract Agreement referred to herein shall be as attached.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau

Paul M. Beachnau, Chairman

Susan I. DeFeyter

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
§
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 14th day of August, 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

_____

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held at the Otsego County Courthouse, 225 W. Main Street, Room 100, Gaylord, Michigan on the 28th day of August, 2012, at 9:30 a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU; PAUL LISS; LEE OLSEN;ERMA BACKENSTOSE, RICHARD SUMERIX; KEN BORTON; BRUCE BROWN.

ABSENT: DOUG JOHNSON.

The following preamble and resolution was offered by Commissioner LEE OLSEN.

RESOLUTION NO. OCR 12-29

A RESOLUTION TO APPROVE THE BALLOT LANGUAGE FOR A MILLAGE PROPOSITION TO PROVIDE FUNDS FOR THE OPERATION AND MAINTENANCE OF A SOLID WASTE RECOVERY PROGRAM AND TO SUBMIT THE PROPOSITION TO THE ELECTORATE IN THE GENERAL ELECTION ON NOVEMBER 6, 2012

OTSEGO COUNTY BOARD OF COMMISSIONERS
August 28, 2012

Recitals

WHEREAS, the Otsego County Solid Waste Management Plan reviewed the solid waste needs within Otsego County; and

WHEREAS, one of the stated goals of Otsego County Solid Waste Management Plan is establishment of a county-wide recycling program; and

WHEREAS, the Recycling Committee appointed by the Otsego County Board of Commissioners has considered various proposals and options for establishment of a county-wide recycling program; and

WHEREAS, the Recycling Committee based upon its review and consideration of the various proposals and options for establishment of a county-wide recycling program has recommended levy of a millage of 0.25 mills to fund the operation and maintenance of the recycling program; and

WHEREAS, the Otsego County Board of Commissioners desires to obtain voter approval for the millage amount (0.25 mills) to provide funds for operating and maintaining the county-wide recycling program, including all costs associated with the establishment of the county-wide recycling program; and

WHEREAS, the Otsego County Board of Commissioners wishes to submit this millage proposition to the county electors at the general election to be held on November 6, 2012; now

THEREFORE BE IT RESOLVED, that the following proposition, the language of which is hereby approved by the Otsego County Board of Commissioners and certified to the Otsego County Clerk, shall be submitted to the electors of Otsego County for a vote at the November 6, 2012 general election.

BALLOT LANGUAGE

OTSEGO COUNTY

This proposal is for a new millage and will permit the County to levy up to 25/100 of one mill ($0.25 per $1,000.00 of taxable valuation) to provide funds for the operation and maintenance of a county-wide drop-off *recycling program,* as well as recycling activities related to the drop-off program, *and for recycling education, including all costs associated with the establishment of the county-wide recycling program.*

Shall the tax limitation imposed under Article IX, Section 6 of the Michigan Constitution on the amount of ad valorem taxes which may be levied by the County of Otsego, State of Michigan, against taxable property in the County be increased by up to *25/100 of one mill ($0.25 per $1,000 of taxable value)* on the taxable value of such property for a period of three (3) years, 2012 through 2014, inclusive, for the purpose of providing funds for the operation and maintenance of a county-wide recycling program, including all costs associated with the establishment of the county-wide recycling program, and shall the Otsego County Board of Commissioners be authorized to levy such millage for these purposes? If approved and levied in its entirety, this millage would raise an estimated $292,696 for Otsego County in 2012.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: BATES, BEACHNAU, OLSEN, BACKENSTOSE, SUMERIX, BORTON, BROWN.

NO: LISS.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul Beachnau, Chairman

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 28th day of August, 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that minutes of such meeting were kept and will be or have been made available as required thereby.

_____
Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held at the Otsego County Courthouse, 225 W. Main Street, Room 100, Gaylord, Michigan on the 11th day of September, 2012, at 9:30 a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE, RICHARD SUMERIX DOUG JOHNSON, KEN BORTON, BRUCE BROWN.

ABSENT: _____

The following preamble and resolution was offered by Commissioner CLARK BATES.

RESOLUTION NO. OCR 12-30

Conflict Resolution Day
Community Mediation Services

OTSEGO COUNTY BOARD OF COMMISSIONERS
September 11, 2012

Recitals

Whereas, conflict resolution is a way of people solving individual disputes, as well as a means toward creating a more peaceful community; and

Whereas, our citizens possess the moral authority and power to resolve conflicts on their own; and

Whereas, the conflict resolution process empowers all individuals, families, communities, schools, businesses, and organizations to foster communication and devise solutions that are acceptable to the needs and interests of all the parties involved; and

Whereas, Michigan Public Act 260 of 1988, known as the Community Dispute Resolution Act, authorized the establishment of Community Dispute Resolution Centers throughout the state of Michigan; and

Whereas, the Michigan Supreme Court Administrative Office oversees nineteen community resolution centers, which provide trained mediators to assist in conflict resolution; and

Whereas, Community Mediation Services is a center serving the counties of Alcona, Alpena, Cheboygan, Crawford, Iosco, Kalkaska, Montmorency, Oscoda, Otsego, and Presque Isle; and

Whereas, community based volunteers, trained in conflict resolution, are the backbone of this program. These trained volunteer mediators provide mediation, facilitation, and conciliation when asked by their peers or ordered by the court; and

Whereas, these volunteers, serving as mediators, provide low-cost, quality service that can strengthen and restore relationships by relieving parties and courts of costly litigation, resulting in less time involved to reach a mutually satisfactory solution rather than an order imposed on them by a third party; and

Whereas, the third Thursday in October is set aside as Conflict Resolution Day in recognition of the mediation process and these volunteers and to increase public awareness of constructive

ways to resolve conflicts of any type; now, therefore, be it

Resolved, the Otsego County Board of Commissioners does hereby proclaim, Thursday, October 18, 2012, as Conflict Resolution Day in the County of Otsego, Michigan. We encourage all citizens to acknowledge the value of conflict resolution through mediation, facilitation, and conciliation and encourage use of this form of dispute resolution and to get involved and to support their local Conflict Resolution Center.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul Beachnau, Chairman

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 11th day of September, 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 6th day of November, 2012 beginning at 9:30 a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE, RICHARD SUMERIX, KEN BORTON.

ABSENT: DOUG JOHNSON, BRUCE BROWN.

The following preamble and resolution was offered by Commissioner: RICHARD SUMERIX.

OCR 12-31

RESOLUTION OF APPRECIATION
GAYLORD MIDDLE SCHOOL VETERAN'S DAY CEREMONY

Otsego County Board of Commissioners
November 6, 2012

WHEREAS, a Veteran's Day ceremony will be held at the Gaylord Middle School on Friday, November 9, 2012; and

WHEREAS, this will be the 16th Veteran's Day ceremony hosted by the Gaylord Middle School; and

WHEREAS, this event recognizes both peace and wartime veterans; and

WHEREAS, this event helps students learn respect for our country as well as for the sacrifices veterans have made for our country; and

WHEREAS, this event is organized by Principal Jerry Belanger, along with Clarence Ralston, Alex Greficz, and in the past by the late Sylvester Lenartowicz; and

WHEREAS, the participation of the students and student council are also essential in the preparation for this important ceremony; now, therefore, be it

RESOLVED, that the Otsego County Board of Commissioners, hereby officially honors and praises Principal Jerry Belanger, Clarence Ralston, Alex Greficz, and the late Sylvester Lenartowicz as well as the whole Gaylord Middle School student body and its Student Council for their efforts on behalf of all Otsego County veterans.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau

Paul M. Beachnau, Chairman

Susan I. DeFeyter

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
§
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 6th day of November, 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

_____

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 at the County Building, 225 W. Main St., Gaylord, Michigan on the 27th day of November, 2012 beginning at 9:30a.m.

PRESENT: CLARK BATES, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE, RICHARD SUMERIX, DOUG JOHNSON, KEN BORTON, BRUCE BROWN.

ABSENT: PAUL BEACHNAU

The following preamble and resolution was offered by Commissioner: _____.

RESOLUTION NO. OCR 12-32
AUTHORIZING RESOLUTION
OTSEGO COUNTY BOARD OF COMMISSIONERS
November 27, 2012

FAIR HOUSING RESOLUTION

WHEREAS, under the Federal Fair Housing Law, Title VIII of the Civil Rights Act of 1968, it is illegal to deny housing to any person because of race, color, religion, gender, physical or mental disabilities or national origin; and,

WHEREAS, under the Michigan Elliott-Larsen Civil Rights Act, PA 453 of 1976, as amended, it is illegal to deny the opportunity to obtain housing to any person because of religion, race, color, national origin, age, sex, height, weight, familial status, or marital status; and

WHEREAS, LET IT BE KNOWN TO ALL PERSONS that it is the policy of **Otsego County** to implement mortgage programs to ensure equal opportunity in housing for all persons regardless of religion, race, color, national origin, age, sex, height, weight, familial status, or marital status. Therefore, **Otsego County** does hereby pass the following Resolution:

BE IT RESOLVED that in accordance with Executive Order 11063, **Otsego County** shall not discriminate in the sale, rental, leasing, or financing of housing because of religion, race, color, gender, physical or mental disabilities, national origin, age, height, weight, familial status, or marital status; and

Otsego County will assist all persons who feel they have been discriminated against because of religion, race, color, gender, physical or mental disabilities, national origin, age, height, weight, familial status, or marital status to seek equity under federal and state laws by providing information to said persons on how to file a complaint with the Michigan Department of Civil Rights; and

Otsego County will at a minimum post this policy or the Fair Housing poster or other posters, flyers or other information which will bring to the attention of owners of real estate, developers and builders their respective responsibilities and rights under the Federal Fair Housing Law and Michigan Elliott Larsen Act; and, now, therefore be it

RESOLVED, that the opportunity to participate in federal, state and locally funded programs without discrimination because of race, religion, national origin, color, sex, marital status, age or disability is hereby recognized and declared to be a civil right; and be it further

RESOLVED, that the Otsego County Board of Commissioners hereby appoints Marlene Hopp, Otsego County Housing Director on November 27th, 2012 as the Otsego County Housing Program Fair Housing contact person. Upon any complaints that refer to any discrimination with the Otsego County Housing Program based on the above description Mrs. Hopp will follow the Otsego County Fair Housing Policy, attached.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul L. Liss, Vice-Chairman

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 27th day of November, 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that minutes of such meeting were kept and will be or have been made available as required thereby.

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Executive Order 11063

DATE: 11-20-62

24 -- Housing and Urban Development

Equal opportunity in housing

WHEREAS the granting of Federal assistance for the provision, rehabilitation, or operation of housing and related facilities from which Americans are excluded because of their race, color, creed, or national origin is unfair, unjust, and inconsistent with the public policy of the United States as manifested in its Constitution and laws; and

WHEREAS the Congress in the Housing Act of 1949 has declared that the general welfare and security of the Nation and the health and living standards of its people require the realization as soon as feasible of the goal of a decent home and a suitable living environment for every American family; and

WHEREAS discriminatory policies and practices based upon race, color, creed, or national origin now operate to deny many Americans the benefits of housing financed through Federal assistance and as a consequence prevent such assistance from providing them with an alternative to substandard, unsafe, unsanitary, and overcrowded housing; and

WHEREAS such discriminatory policies and practices result in segregated patterns of housing and necessarily produce other forms of discrimination and segregation which deprive many Americans of equal opportunity in the exercise of their unalienable rights to life, liberty, and the pursuit of happiness; and

WHEREAS the executive branch of the Government, in faithfully executing the laws of the United States which authorize Federal financial assistance, directly or indirectly, for the provision, rehabilitation, and operation of housing and related facilities, is charged with an obligation and duty to assure that those laws are fairly administered and that benefits there under are made available to all Americans without regard to their race, color, creed, or national origin:

NOW, THEREFORE, by virtue of the authority vested in me as President of the United States by the Constitution and laws of the United States, it is ordered as follows:

Part I -- Prevention of Discrimination

Section 101. I hereby direct all departments and agencies in the executive branch of the Federal Government, insofar as their functions relate to the provision, rehabilitation, or operation of housing and related facilities, to take all action necessary and appropriate to prevent discrimination because of race, color, creed, or national origin -- \1\ (FOOTNOTE)

(FOOTNOTE) \1\ Editorial note: Executive Order 12259 of Dec. 31, 1980, 46 FR 1253, 3 CFR, 1980 Comp., p. 307, revises section 101 to apply to discrimination because of race, color, religion (creed), sex, or national origin.

(a) in the sale, leasing, rental, or other disposition of residential property and related facilities (including land to be developed for residential use), or in the use or occupancy thereof, if such property and related facilities are –

(i) owned or operated by the Federal Government, or

(ii) provided in whole or in part with the aid of loans, advances, grants, or contributions hereafter agreed to be made by the Federal Government, or

(iii) provided in whole or in part by loans hereafter insured, guaranteed, or otherwise secured by the credit of the Federal Government, or

(iv) provided by the development or the redevelopment of real property purchased, leased, or otherwise obtained from a State or local public agency receiving Federal financial assistance for slum clearance or urban renewal with respect to such real property under a loan or grant contract hereafter entered into; and

(b) in the lending practices with respect to residential property and related facilities (including land to be developed for residential use) of lending institutions, insofar as such practices relate to loans hereafter insured or guaranteed by the Federal Government.

Sec. 102. I hereby direct the Department of Housing and Urban Development and all other executive departments and agencies to use their good offices and to take other appropriate action permitted by law, including the institution of appropriate litigation, if required, to promote the abandonment of discriminatory practices with respect to residential property and related facilities heretofore provided with Federal financial assistance of the types referred to in Section 101(a)(ii), (iii), and (iv).

[Sec. 102 amended by EO 12259 of Dec. 31, 1980, 46 FR 1253, 3 CFR, 1980 Comp., p. 307]

Part II -- Implementation by Departments and Agencies

Sec. 201. Each executive department and agency subject to this order is directed to submit to the President's Committee on Equal Opportunity in Housing established pursuant to Part IV of this order (hereinafter sometimes referred to as the Committee), within thirty days from the date of this order, a report outlining all current programs administered by it which are affected by this order.

Sec. 202. Each such department and agency shall be primarily responsible for obtaining compliance with the purposes of this order as the order applies to programs administered by it; and is directed to cooperate with the Committee, to furnish it, in accordance with law, such information and assistance as it may request in the performance of its functions, and to report to it at such intervals as the Committee may require.

Sec. 203. Each such department and agency shall, within thirty days from the date of this order, issue such rules and regulations, adopt such procedures and policies, and make such exemptions and exceptions as may be consistent with law and necessary or appropriate to effectuate the purposes of this order. Each such department and agency shall consult with the Committee in order to achieve such consistency and uniformity as may be feasible.

Part III -- Enforcement

Sec. 301. The Committee, any subcommittee thereof, and any officer or employee designated by any executive department or agency subject to this order may hold such hearings, public or private, as the Committee, department, or agency may deem advisable for compliance, enforcement, or educational purposes.

Sec. 302. If any executive department or agency subject to this order concludes that any person or firm (including but not limited to any individual, partnership, association, trust, or corporation) or any State or local public agency has violated any rule, regulation, or procedure issued or adopted pursuant to this order, or any non-discrimination provision included in any agreement or contract pursuant to any such rule, regulation, or procedure, it shall endeavor to end and remedy such violation by informal means, including conference, conciliation, and persuasion unless similar efforts made by another Federal department or agency have been unsuccessful. In conformity with rules, regulations, procedures, or policies issued or adopted by it pursuant to Section 203 hereof, a department or agency may take such action as may be appropriate under its governing laws, including, but not limited to, the following:

It may --

(a) cancel or terminate in whole or in part any agreement or contract with such person, firm, or State or local public agency providing for a loan, grant, contribution, or other Federal aid, or for the payment of a commission or fee;

(b) refrain from extending any further aid under any program administered by it and affected by this order until it is satisfied that the affected person, firm, or State or local public agency will comply with the rules, regulations, and procedures issued or adopted pursuant to this order, and any nondiscrimination provisions included in any agreement or contract;

(c) refuse to approve a lending institution or any other lender as a beneficiary under any program administered by it which is affected by this order or revoke such approval if previously given.

Sec. 303. In appropriate cases executive departments and agencies shall refer to the Attorney General violations of any rules, regulations, or procedures issued or adopted pursuant to this order, or violations of any nondiscrimination provisions included in any agreement or contract, for such civil or criminal action as he may deem appropriate. The Attorney General is authorized to furnish legal advice concerning this order to the Committee and to any department or agency requesting such advice.

Sec. 304. Any executive department or agency affected by this order may also invoke the sanctions provided in Section 302 where any person or firm, including a lender, has violated the rules, regulations, or procedures issued or adopted pursuant to this order, or the nondiscrimination provisions included in any agreement or contract, with respect to any program affected by this order administered by any other executive department or agency.

Part IV -- Establishment of the President's Committee on Equal Opportunity in Housing [Part IV revoked by EO 12259 of Dec. 31, 1980, 46 FR 1253, 3 CFR, 1980 Comp., p. 307]

Part V -- Powers and Duties of the President's Committee on Equal Opportunity in Housing Sec. 501. [Revoked]

[Sec. 501 revoked by EO 12259 of Dec. 31, 1980, 46 FR 1253, 3 CFR, 1980 Comp., p. 307]

Sec. 502. (a) The Committee shall take such steps as it deems necessary and appropriate to promote the coordination of the activities of departments and agencies under this order. In so doing, the Committee shall consider the overall objectives of Federal legislation relating to housing and the right of every individual to participate without discrimination because of race, color, creed, or national origin in the ultimate benefits of the Federal programs subject to this order. \1\ (FOOTNOTE)

(FOOTNOTE) \1\ Editorial note: Executive Order 12259 of Dec. 31, 1980, 46 FR 1253, 3 CFR, 1980 Comp., p. 307, revises section 502 to apply to discrimination because of race, color, religion (creed), sex, or national origin.

(b) The Committee may confer with representatives of any department or agency, State or local public agency, civic, industry, or labor group, or any other group directly or indirectly affected by this order; examine the relevant rules, regulations, procedures, policies, and practices of any department or agency subject to this order and make such recommendations as may be necessary or desirable to achieve the purposes of this order.

(c) The Committee shall encourage educational programs by civic, educational, religious, industry, labor, and other nongovernmental groups to eliminate the basic causes of discrimination in housing and related facilities provided with Federal assistance.

Sec. 503. [Revoked]

[Sec. 503 revoked by EO 12259 of Dec. 31, 1980, 46 FR 1253, 3 CFR, 1980 Comp., p. 307]

Part VI -- Miscellaneous

Sec. 601. As used in this order, the term ``departments and agencies'' includes any wholly-owned or mixed-ownership Government corporation, and the term ``State'' includes the District of Columbia, the Commonwealth of Puerto Rico, and the territories of the United States.

Sec. 602. This order shall become effective immediately.

The provisions of Executive Order 11063 of Nov. 20, 1962, appear at 27 FR 11527, 3 CFR, 1959 - 1963 Comp., p. 652, unless otherwise noted.

Content updated June 30, 2002

U.S. Department of Housing and Urban Development
451 7th Street S.W., Washington, DC 20410
Telephone: (202) 708-1112 TTY: (202) 708-1455
Find the address of a HUD office near you

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100, 225 West Main, Gaylord, MI 49735, on the 27th day of November, 2012, at 9:30 a.m.

PRESENT: CLARK BATES, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE, RICHARD SUMERIX, DOUG JOHNSON, KEN BORTON, BRUCE BROWN.

ABSENT: PAUL BEACHNAU

The following preamble and resolution were offered by Commissioner Olsen.

OCR 12-33
Fiscal Year 2013 Budget Resolution
And General Appropriations Act

WHEREAS, the Uniform Budget and Accounting Act ("UBAA") MCLA 141.421 et seq., requires that the Board enact a general appropriations act designed to meet County-funded expenditures; and

WHEREAS, County offices, the courts, county departments, agencies and others have submitted requests for a county appropriation in the 2013 budget; and

WHEREAS, the County Administrator has submitted a proposed budget as required by statute; and

WHEREAS, the Board of Commissioners has taken into consideration the fact that there are required functions of county government or operations which must be budgeted at a serviceable level in order to provide required services programs; and

WHEREAS, the Board of Commissioners has determined the amount of money to be raised by taxation necessary for expenditures and liabilities for the 2013 fiscal year and has ordered that money to be raised by taxation within statutory and constitutional limitations.

NOW, THEREFORE, BE IT RESOLVED

1. That the 2013 Otsego County Budget for the General Fund which is incorporated by reference herein, is hereby adopted on a basis consistent with the Otsego County policies, subject to all County policies regarding the expenditure of funds as well as the conditions set forth in this resolution.
2. Tax rates are to be levied for the 2013 fiscal year as summarized in Appendix A of this document.
3. That this budget reflects a reasonable allocation of available resources to the various County departments, boards, and agencies, and allows for all mandated services, programs, and activities, including the courts to be performed at or beyond a serviceable level.

4. That the Board of Commissioners hereby authorizes monthly county-based surcharge of $1.72 be placed on all communications service provider equipment able to call 9-1-1 for service as allowed under Public Act 164 of 2007 to defray the costs of being ready to process and of actually processing 9-1-1 calls placed within Otsego County for Fiscal Year 2013, and that such funds shall be used in accordance with all applicable state and federal laws and County policies.
5. That all County elected officials and department heads shall abide by all County policies, including the Purchasing policy, personnel policies, and applicable labor agreements, as adopted and amended by this Board and that the budgeted funds are appropriated contingent upon compliance with these policies.
6. That the approved employee positions on the Approved Position Control Number Roster contained in this Budget as Appendix B, shall limit the number of employees who can be employed. No funds are appropriated for any position or employee not on the Approved Position Control Number Roster. Further, there may be a need to increase or decrease various positions within the Budget and/or impose a hiring freeze and/or impose lay-offs due to the unforeseen financial changes; therefore, the Approved Position Control Number Roster List may be changed from time to time by the Board and/or the Board may impose a hiring freeze. County elected officials and department heads shall abide by whatever changes are made by the Board, if any, relative to the approved positions and the number of employees stated in the Approved Position Control Number Roster List.
7. That the authorized positions in the Approved Position Control Number Roster List contained in each budget indicates the authorized maximum number of employees in their respective classifications for that budget. Any deviations from said list must be specifically approved by the Board.
8. That certain positions contained in the Approved Position Control Number Roster List which are supported in some part by a grant, cost sharing, child care reimbursement, or other source of outside funding, are only approved contingent upon the County receiving the budgeted revenues. In the event outside funding is not received, or the County is notified that it will not be received, then said positions shall be considered unfunded and removed from the Approved Position Control Number Roster List.
9. That the Administrator is authorized upon request of the respective elected official or department head to transfer persons from certain positions contained in the Approved Position Control Number Roster List, which are supported in some part by grant, cost sharing, child care reimbursement or other source of outside funding, to another grant funded position in order to reduce County cost.
10. That revenues received by the County under Public Act 106 and 107, 1985 (Convention Facility Tax revenues) shall not be used to reduce the County's operating millage levy (2013 Budget Year) as defined by Public Act 2 of 1986.

11. That in accordance with Public Act 106 of 1985 and Public Act 2 of 1986, 50% or approximately $98,544 of the estimated $197,088, of the Convention Facility Tax revenues not used to reduce the County's operating tax rate, shall be transmitted to the Northern Michigan Substance Abuse Services with remaining revenues to be deposited into the County's General Fund.
12. That revenues received by the County under Public Act 264 of 1987 (Health and Safety Fund Act) shall not be used to reduce the County's operating millage levy (2013 Budget Year).
13. That in accordance with Public Act 264 of 1987, that 12/17 of the estimated Cigarette Tax revenue, not used to reduce the County's operating tax rate, shall be appropriated to the Northwest Michigan Health Department, for public health prevention programs and services, with remaining revenues to be deposited into the County's general fund. The County's estimated Cigarette Tax revenue for 2013 is $150.
14. That the Administrator is hereby appointed "Budget Administrator," pursuant to the Uniform Budget and Accounting Act, MCLA 141.421 et seq., with power to administer such duties in connection with said budget, as may be from time to time, delegated to the Office of the County Administrator by this Board.
15. That the Budget Administrator be directed to disburse to the various agencies, the approved County appropriation on the basis of need as determined by the cash balances within their respective funds.
16. That the County Administrator, upon recommendation of the appropriate elected official or department head, be authorized to accept grants on behalf of the County if there is no local match required, or ongoing programming or funding which would require additional appropriations or staffing in current or future fiscal years.
17. That the County Administrator, upon recommendation of the appropriate elected official or department head, be authorized to accept grants on behalf of the County in an amount up to $50,000 with a local match not to exceed 10% ($5,000), if required, and if available within the requesting department's current budget, and to record the appropriate budget amendment.
18. That the County Administrator is required and directed to automatically reduce any department each time a reduction is made in federal, state or local funds. The County Administrator, in conjunction with the affected elected official or department head, shall promptly make the necessary lay-offs and advise those affected by the service that those services are being discontinued as a result of said cutbacks.
19. That the County Administrator is authorized to cause the drafting of contracts where necessary and appropriate within established budgetary limitations and that the County Administrator is authorized to sign said contracts after legal counsel approved each contract as to legal form, and the Board of Commissioners has approved each contract. The County Administrator is authorized to sign all contract renewals without prior approval of the Board if funds are previously approved for said contract and there are no changes to the contract as part of the renewal.

20. The Board of Commissioners has determined it would be fiscally prudent to set a goal to add approximately $100,000 to the Budget Stabilization fund (Fund 257).
21. That the Board of Commissioners has determined that it is fiscally prudent to carry a $500,000 fund balance in the Health Care fund (Fund 647). Funds in excess of this amount shall be refunded to the contributing funds outside of the general fund as follows: 208 Parks and Recreation, 588 Bus, 212 Animal Control, 232 Housing, 281 Airport, 261 9-1-1, 249 Land Use Services. All remaining leftover funds will be transferred to the General Fund.
22. The Board of Commissioners has determined that it is fiscally prudent to maintain a Legal Defense Fund, Fund 260.
23. The Board of Commissioners has determined that it is fiscally prudent to carry a fund balance level of 10% of expenditures from year-to-year in the Building and Grounds Fund, Fund 637, in order to avoid cash flow shortfalls.
24. The Board of Commissioners has determined that the Administrative Services Fund, Fund 645, will need to maintain a fund balance level of 5% of expenditures from year-to-year, in order to avoid cash flow shortfalls.
25. That the amounts indicated in the "Budgetary Detail" are hereby appropriated from the General Funds and other funds of Otsego County according to the Activity Centers (Departments) contained in that detail which is incorporated herein by reference, and that such appropriations shall be restricted to the functioning of those Activity Centers (Departments), all applicable federal and state laws, County policies, and the provisions of this Act. The "Budgetary Detail" chart is included in this document at Appendix C.
26. The Administrator has the authority to approve all amendments made to the 2013 budget except for instances where a) the amendment will increase the department's total net budget or b) the amendment will affect a payroll account (defined as any account in the 700.000-705.000 expenditure section of the general ledger, except education and training 704.400) and exceeds $500 in total.

AND FURTHER BE IT RESOLVED,

That the Chairman of the Otsego County Board of Commissioners be authorized to sign said document.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

AYES: UNANIMOUS.

NAYS: NONE.

RESOLUTION DECLARED ADOPTED.

Paul L. Liss, Vice- Chairman
Otsego County Board of Commissioners

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at a regular meeting held on the 27th day of November, 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that minutes of such meeting were kept and will be or have been made available as required thereby.

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 of the County Building, 225 West Main Street, Gaylord, Michigan on the 27th day of November 2012 at 9:30 a.m.

PRESENT: CLARK BATES, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE, RICHARD SUMERIX, DOUG JOHNSON, KEN BORTON, BRUCE BROWN.

ABSENT: PAUL BEACHNAU.

The following preamble and resolution was offered by Commissioner: DOUG JOHNSON.

RESOLUTION NO. OCR 12-34
COMMENDATION IN HONOR OF FRED GORNY
OTSEGO COUNTY BOARD OF COMMISSIONERS
November 27, 2012

WHEREAS, Ferdinand (Fred) Gorny has been a resident of Otsego County for 15 years, moving here from Troy, Michigan; and

WHEREAS, Fred retired from Sears Roebuck and Company in 1994; and

WHEREAS, Fred served two terms as a Corwith Township Trustee, and 8 years on the Corwith Township Planning Commission; and

WHEREAS, Fred has a passion for music and loves to sing, currently he is in the choir at Holy Redeemer Church in Vanderbilt, when he was a member of the Corwith Township Planning Commission, "Music in the Park" was created in a joint effort with the Village of Vanderbilt Planning Commission which has become an annual event every July; and

WHEREAS, Fred enjoys spending time with his wife of 53 years, Connie and their children and grandchildren; and

WHEREAS, the Otsego County Board of Commissioners appreciates the dedication and service that Fred has given to his community, boards, and commissions; now, therefore, be it

RESOLVED, that the Otsego County Board of Commissioners, hereby recognizes and honors the outstanding contributions that Fred Gorny has made to our community and wish him the best in his future endeavors.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul L. Liss, Vice-Chairman

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 27th day of November 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 of the County Building, 225 West Main Street, Gaylord, Michigan on the 18th day of December 2012 at 9:30 a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE, RICHARD SUMERIX, DOUG JOHNSON, KEN BORTON, BRUCE BROWN.

ABSENT: _____

The following preamble and resolution was offered by Commissioner: ERMA BACKENSTOSE.

RESOLUTION NO. OCR 12-35
COMMENDATION IN HONOR OF JACK DEMING
OTSEGO COUNTY BOARD OF COMMISSIONERS
December 18, 2012

WHEREAS, Jack Deming has been a resident of Otsego County for 84 years; and

WHEREAS, Jack has served on the County Road Commission since 1989 and has served Otsego County in a variety of other capacities, including posts as the Village of Vanderbilt Mayor, the Rotary Club, the Otsego County Fair Board, the Salvation Army and many other worthy causes and charitable groups; and

WHEREAS, in 1986 Jack was named Alpenfest Parade Marshal and in 1987 der Buergermeister; Jack is very dedicated about everything he is involved in and gives his very best. He promotes being a volunteer and helping others; and

WHEREAS, Jack enjoys his retirement spending time with his children and grandchildren; and

WHEREAS, the Otsego County Board of Commissioners appreciates the dedication and service that Jack has given to his community, boards, organizations and commissions; now, therefore, be it

RESOLVED, that the Otsego County Board of Commissioners, hereby recognizes and honors the outstanding contributions that Jack Deming has made to our community and wish him the best in his future endeavors.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau

Paul M. Beachnau, Chairman

Susan I. DeFeyter

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 18th day of December 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

_____

Susan I. DeFeyter, County Clerk

DATED: _____, 2012

Minutes of a regular meeting of the Otsego County Board of Commissioners, held in Room 100 of the County Building, 225 West Main Street, Gaylord, Michigan on the 18th day of December 2012 at 9:30 a.m.

PRESENT: CLARK BATES, PAUL BEACHNAU, PAUL LISS, LEE OLSEN, ERMA BACKENSTOSE, RICHARD SUMERIX, DOUG JOHNSON, KEN BORTON.

ABSENT: BRUCE BROWN.

The following preamble and resolution was offered by Commissioner: DOUG JOHNSON.

RESOLUTION NO. OCR 12-36
COMMENDATION IN HONOR OF SHERIFF JAMES McBRIDE
OTSEGO COUNTY BOARD OF COMMISSIONERS
December 18, 2012

WHEREAS, James McBride has been a resident of Otsego County since 1994; and

WHEREAS, Jim has spent over 40 years in law enforcement; and

WHEREAS, Jim began his career with the Caseville Police Department in 1971; he was hired as a marine deputy at Iosco County Sheriff's Department in 1972, and then served as their Road Deputy Sergeant, and as Sheriff for 2 terms ending in 1992 making him the second person ever in Michigan to serve as Sheriff in two different counties; and

WHEREAS, Jim serves and has served on several boards and committees including the Kiwanis Club, United Way, Salvation Army, American Legion; Elks Club, Eagles Club, Friendship Shelter; and

WHEREAS, Jim was bestowed the honor of being named police officer of the year for the State of Michigan by the V.F.W. in 1989; and

WHEREAS, Jim is a history and music buff, and enjoys spending time working on small engines and cars – including his hard work on the 1971 Corvette he owns; and

WHEREAS, Jim is married to his wife of 9 years, Patty, and they adore spending time with their children, grandchildren, and great-grandchildren; and

WHEREAS, the Otsego County Board of Commissioners appreciates the dedication and service that Jim has given to the Otsego County Sheriff's Department, his community, boards and organizations, as well as the regular supply of donuts he brought to our Board meetings; now, therefore, be it

RESOLVED, that the Otsego County Board of Commissioners, hereby recognizes and honors the outstanding contributions that James McBride has made to our County and wish him the best in his retirement.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

YES: UNANIMOUS.

NO: NONE.

ABSTAIN: NONE.

THE RESOLUTION WAS DECLARED ADOPTED.

Paul M. Beachnau, Chairman

Susan I. DeFeyter, County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF OTSEGO)

The undersigned, being the duly qualified and acting Clerk of the County of Otsego, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Otsego County Board of Commissioners at its regular meeting held on the 18th day of December 2012, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of such meeting were kept and will be or have been made available as required thereby.

Susan I. DeFeyter, County Clerk

DATED: _____, 2012